



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

*We make Indiana a cleaner, healthier place to live.*

Frank O'Bannon  
Governor

Lori F. Kaplan  
Commissioner

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TO: Members of the Environmental Quality Service Council

FROM: Lori F. Kaplan *Lori F. Kaplan*  
Commissioner

DATE: July 15, 2003

SUBJECT: Commissioner's Report to the Environmental Quality Service Council

Greetings! Please find enclosed IDEM's Commissioner's Report to the Environmental Quality Service Council. Your packet includes information on the following topics:

- 1) Outreach, education, and assistance from October 1, 2002 through June 30, 2003
- 2) Rulemaking updates for the environmental rulemaking boards
- 3) Fees collected
- 4) Permit report cards
- 5) Permit charts
- 6) Selected news releases from October 22, 2002 through June 30, 2003  
(Please refer to our web page <http://www.IN.gov/serv/presscal?PF=idem&Clst=16> for additional news releases.)
- 7) IDEM 2003 Legislative Summary
- 8) Handouts on Status of Administratively Extended NPDES Permits
- 9) Handout on Frequently Asked Questions on Indiana Public Water System Fee Program
- 10) Handout on Agricultural Open Burning
- 11) Handout on Emission Reporting Rule Update
- 12) Handouts on New Source Review Reform
- 13) Handout on Changes to Environmental Rulemaking Process and Procedures

With one exception, IDEM has issued a total of 11,060 permit decisions on-time since October 1998 through the end of June 2003.

The entire Commissioner's Report to the Environmental Quality Service Council is also available on the Internet at: <http://www.in.gov/idem/eqsc>

Should you have any questions regarding this information, please do not hesitate to contact me at (800) 451-6027, press "0" and ask for extension 2-8611, or dial directly (317) 232-8611.



## Indiana Department of Environmental Management

### Commissioner's Report to the Environmental Quality Service Council July 15, 2003

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#### Outreach, Education and Assistance October 1, 2002 – June 30, 2003

*Highlights are of IDEM's efforts to reach out, educate and assist the regulated community during the past nine months. This list is not all inclusive, but illustrates some of the ways in which IDEM has worked cooperatively with businesses, communities and citizens. Many other informal and formal contacts occur daily.*

#### MULTI-MEDIA EVENTS

##### **National Symposium - Wetlands 2002: Restoring Impaired Wetlands and Other Waters Conference**

Commissioner Lori Kaplan gave introductory remarks for a plenary session at the National Wetlands conference held in Indianapolis on October 9. IDEM was one of the hosts of this national symposium, which was very well attended. The goal of the symposium was to assess the successes and failures related to restoration of wetlands and related waters, and most importantly to point to methods for improving future success. Senator Gard and Representative Weinzapfel were also on the program. (For more information, contact Commissioner Kaplan at 317/232-8611.)

##### **2002 Partners for Pollution Prevention Conference**

On October 23, Commissioner Lori Kaplan spoke at the 2002 Partners for Pollution Prevention conference in Indianapolis on the Governor's Challenge program. Staff from the Offices of Pollution Prevention and Technical Assistance and Public Policy and Planning also participated in the conference. Approximately 130 participants from across the state were in attendance for this event. (For more information, contact Commissioner Kaplan at 317/232-8611 or Karen Terrell at 317/233-6648.)

##### **Indiana Association of Cities and Towns Legislative Conference**

Commissioner Lori Kaplan spoke at the Indiana Association of Cities and Towns Legislative Conference in Indianapolis on February 25. Commissioner Kaplan discussed IDEM's role in economic development. Community Relations staff organized a booth at the conference and distributed information regarding brownfields and other various issues. (For more information, contact Commissioner Kaplan at 317/232-8611 or Karen Terrell at 317/233-6648.)

### **Joseph Taylor Symposium**

On February 14, Commissioner Lori Kaplan participated in the 14<sup>th</sup> Annual Joseph Taylor Symposium in Indianapolis. Commissioner Kaplan talked about the responsibility that government, both at the state and federal level, has in Environmental Justice issues. (For more information, contact Commissioner Kaplan at 317/232-8611.)

### **Indiana Lakes Management Society Conference**

On April 4, Commissioner Lori Kaplan spoke at the Indiana Lakes Management Society Conference in Indianapolis. Commissioner Kaplan recognized their efforts in joining forces to address and tackle our state's lake management needs. (For more information, contact Commissioner Kaplan at 317/232-8611.)

### **Indiana Joint Asthma Coalition**

On May 1, Commissioner Lori Kaplan gave introductory remarks, along with Dr. Wilson of ISDH, at the Indiana Joint Asthma Coalition meeting in Indianapolis. Commissioner Kaplan encouraged participants to reduce the asthma burden in Indiana by reducing environmental exposures and behaviors that may negatively impact the disease. (For more information, contact Commissioner Kaplan at 317/232-8611.)

### **Indiana Nurse Conference**

Staff from the Office of Planning and Assistance staffed an IDEM-Children's Environmental Health booth at the Indiana Nurse Conference on October 31. There were approximately 300 nurses in attendance. (For more information, contact Paula Smith at 317/233-1210.)

### **Lead-Safe Indiana Conference**

Staff from the Offices of Planning and Assessment, Public Policy and Planning, Air Quality, and Land Quality presented at the Lead-Safe Indiana Conference on November 6 in Indianapolis on IDEM's voluntary lead programs and on HEA 1171. Comments were received and noted during the session regarding the proposed amended language to Indiana's Lead-Based Paint Rules and will be addressed in our rulemaking process. Ron Fischer, a geologist from the Office of Land Quality, facilitated a breakout session called "Lead Poisoning 101." He presented data and life experiences as a parent dealing with lead poisoning, and as an IDEM lead assessor. Literature and information was made available to the audience, as well as the opportunity to talk first-hand with representatives from IDEM. (For more information, Paula Smith at 317/233-1210, Karen Terrell at 317/233-6648, or David White at 317/232-8219.)

### **Indiana Rural Development Conference**

Karen Terrell, Director of the Office of Community Relations, staffed an IDEM booth at the annual Indiana Rural Development Conference on November 21 in Lebanon. Literature and information was made available to the audience, as well as the opportunity to talk first-hand with a representative from IDEM. (For more information, contact Karen Terrell at 317/233-6648.)

### **Mayor's Roundtable Meetings**

Community Relations staff distributed information regarding IDEM's non-point source water pollution campaign at the following Mayor's Roundtable meetings: North Central Mayor's Roundtable meeting on January 16 in Indianapolis; Central Mayor's Roundtable meeting on January 23 in Indianapolis; and Northeast Mayor's Roundtable meeting on March 27. (For more information, contact Karen Terrell at 317/233-6648.)

### **Environmental Adventure Days and Environmental Education Day at Southeastway Park**

IDEM participated in the Environmental Adventure Days at Southeastway Park in Indianapolis on October 2 and October 8. Elementary students visited the park to learn about the environment and participate in educational activities. Community Relations staff participated in the semi-annual environmental education day at Southeastway Park in Indianapolis. Classes from various elementary schools went through a series of “lessons” from various participants. IDEM offered recycling information and played a recycling relay race. (For more information, contact Karen Terrell at 317/233-6648.)

### **Indiana Association for the Education of Young Children, Indianapolis, Marion County**

Staff attended and presented information on the 5-Star Program and the services we offer to child care facilities to the Indiana Association for the Education of Young Children on March 21 in Indianapolis. Twenty people attended the session. (For more information contact Karen Teliha at 317/233-5555 or Gayla McCarty at 317/233-1046.)

### **Earth Day Activities**

IDEM staff lead and participated in many Earth Day activities during the month of April. These activities included the Earth Day Indiana Festival in Indianapolis, the Bloomington Earth Day Festival, First Lady Judy O’Bannon’s Einstein 2003 festival at the State Fairgrounds, and the Taking Care of our Planet event at the Indianapolis Children’s Museum. Information was provided regarding water pollution sources, landfill information, children’s health information, and general IDEM information. Various IDEM staff visited schools throughout Indiana to provide information to elementary school children on a variety of topics including recycling, water pollution and air pollution. (For more information, contact Karen Terrell at 317/233-6648 or Paula Smith at 317/233-1210.)

### **Public Meeting on Clifty Creek Power Plant**

On May 22, IDEM staff from the Air, Water and Land programs participated in a public informational session regarding the Indiana-Kentucky Electric Corporation plant, known as the Clifty Creek Power Station Plant. The public information session, held in Madison, was in response to a consortium of Indiana environmental groups and citizens requesting a comprehensive environmental review of the plant. Staff provided data and information on various permits and issues regarding the plant. (For more information, contact Karen Terrell (Community Relations) at 317/233-6648, Janet McCabe (Air) at 317/232-8222, Bruno Pigott (Water) at 317/232-8631, or Alan D. Schmidt (Land) at 317/233-5190.)

## **AIR PROGRAM**

### **2002 Air Quality Management Conference**

Richard Zeiler was a guest speaker at the Lake Michigan States Section of the Air and Waste Management Association’s Fall Conference on October 24. Mr. Zeiler gave an overview of the current status of various air programs (including an update on the issuance of Title V permits, compliance issues, the status of Compliance Assurance Monitoring Plans, and State Implementation Plan activities with regard to ozone, sulfur dioxide and particulates), as well as an overview of

special monitoring projects currently being conducted in Indiana. (For more information, contact Richard Zeiler at 317/ 308-3238.)

### **Indiana Chamber's Practical Compliance with Environmental Protection Agency Regulations**

Jennifer Dorn spoke at the Indiana Chamber's Practical Compliance with Environmental Protection Agency Regulations course on October 2 in Indianapolis. The conference was co-sponsored by the Indiana Chamber and Environmental, Health and Safety, Incorporation. Jennifer's presentation included, who we inspect, planning, selection of sources for inspections, complaints, what to expect during an inspection, and violations. (For more information, contact Jennifer Dorn at 317/ 234-2366.)

### **Title V Permit Program**

On November 7, Paul Dubenetzky, Joanne Smiddie-Brush and Melissa Groch of the Air Permits Branch attended the monthly meeting of the Northwestern Indiana Region Planning Committee in Portage to discuss the Title V Program and public participation. Joanne gave a general overview of the program and existing opportunities for public participation, and then the group discussed ways to increase public participation for certain important sources in Northwest Indiana. Melissa then discussed how a Title V permit for a steel mill is organized, using draft permits for National Steel and U.S. Steel as examples, and specifically pointed-out the compliance monitoring and reporting conditions. (For more information, contact Joanne Smiddie-Brush at 317/233-0185.)

### **Title V Workshops**

On April 17, staff conducted two citizen workshops in Lafayette to give an overall picture of how the Office of Air Quality works to protect air quality in Indiana. Each major section of the Office of Air Quality presented information about its portion of the Air program. Approximately 30 people attended. The workshop was intended to lay the groundwork for the public participation for upcoming Title V permits in Lafayette, including A.E. Staley and Eli Lilly. On April 23, staff conducted similar workshops in Northwest Indiana – one in Portage and one in Gary. Approximately 30 people attended the afternoon workshop. (For more information, contact Joanne Smiddie-Brush at 317/233-0185.)

### **New Source Review Reform Workgroup**

On March 6, March, 28, April 10, and June 30, staff from the Air Permits Branch spoke to industry and citizens in public information sessions covering the new Federal New Source Review Reforms rules. Staff explained the new rules and gave options of how Indiana may incorporate them in Indiana. (For more information, contact Stacey Pfeffer at 317/233-2628.)

### **Revised Annual Compliance Certification Nonrule Policy Document**

Roger Letterman conducted a workshop concerning the revised Annual Compliance Certification Nonrule Policy Document with the assistance of the Clean Manufacturing Technology Institute. Nine sessions were held on the following dates and locations: February 20 in Hammond, Elkhart, and Evansville; March 4 in Indianapolis; March 7 in New Albany; April 17 in Jasper; May 20 in Fort Wayne; May 29 in Indianapolis; and June 4 in Terre Haute. Over 205 people attended the sessions. (For more information, contact Roger Letterman at 317/232-8342.)

### **Open Burning Rules and Health Issues**

Scott Anslinger and Beth Bell presented the Open Burning Rules and Health issues with regard to the "backyard burning" of household trash at the Crawford County Solid Waste District's Annual

Teacher's Workshop in Marengo on March 8. They highlighted health issues, discussed the hazards of smoke and the potentially toxic materials often produced from trash, such as plastics and styrene found in typical burn barrels. They discussed incomplete combustion, particulate matter, and the growing concerns surrounding dioxins and other toxins that can cause acute and chronic health problems. Scott explained the rules governing residential and business open burning. (For more information, contact Scott Anslinger at 812/436-2579.)

### **Open Burning Rules**

Letty Zepeda of the Northwest Regional Office met with representatives from the Porter County Fire Department, Sheriff's Department, Department of Natural Resources, Porter County Solid Waste District, and Porter County Environmental on October 9. The purpose of the meeting was to assist them on the interpretation of open burning rules. The Sheriff's Department plans to print out fliers based on our fliers, but geared to Lake County only to avoid confusing the public with what's permitted by LaPorte County. Letty assisted the Porter County Solid Waste District, at their request, in educating the public on open burning rules by attending public meetings. (For more information, contact Letty Zepeda 219/ 881-6726.)

### **8-Hour Ozone Nonattainment Designation**

Staff from the Office of Air Quality provided numerous presentations concerning the designation process for the 8-Hour Ozone Standard on the following dates:

- February 6: Northwest Indiana Regional Planning Commission's Environmental Management policy Committee.
- February 12: Northeastern Indiana Regional Coordination Council Board.
- February 19: Greater Louisville Regional Leadership Coalition.
- February 24: West Central Indiana Economic Development District.
- February 27: Indianapolis Regional Transportation Coordination Council.
- March 12: Policy Board meeting of the Michiana Area Council of Governments.
- March 18, Mayors, city and county officials, and environmentalists from Vanderburgh, Posey, Warrick, Spencer and Perry Counties in three meetings in Evansville.
- March 12: Indianapolis Regional Transportation Council Policy.
- March 20: Northwest Indiana Regional Planning Commission's Air Quality Subcommittee.
- April 3: Policy Board of the Evansville Urban Transportation Group, which is the metropolitan planning organization for Vanderburgh, Posey, and Warrick Counties in Indiana and Henderson County in Kentucky.
- April 24: Evansville Chamber of Commerce's Environmental Committee.
- May 15: Central Indiana Health Alliance.
- May 30: Representatives of local government and businesses from the Central Indiana area.
- June 18: Northwest Indiana Air Quality Subcommittee.
- June 18: City of LaPorte officials.

Information is also available on IDEM's website at [www.in.gov/idem/air/8hourstandard/index.html](http://www.in.gov/idem/air/8hourstandard/index.html) (For more information, contact Scott Deloney at 317/233-5684 or Janet McCabe at 317/232-8222.)

### **Update on the Chromium National Emissions Standards Hazardous Air Pollutants (NESHAP)**

David Rice gave a presentation at the March 27 Annual Pollution Prevention Conference for the Electroplating Industry at Purdue University. Dave Rice provided an update of the chromium NESHAP along with an overview of inspection procedures from an inspector's point of view. (For more information, contact David Rice at 317/232-8229.)

### **Indiana Childhood Lead Poisoning Prevention Program Primary Prevention Workshop**

Dan Stamatkin attended the Indiana Childhood Lead Poisoning Prevention Program Primary Prevention Workshop on June 3. Dan participated in the Lead Poisoning and Prevention panel discussion. Dan spoke about what the Asbestos/Lead Section's role is in licensing and compliance, and responded to questions. (For more information, contact Dan Stamatkin at 317/233-6519.)

## **LAND PROGRAM**

### **Indiana Petroleum Equipment Contractors Association—Management and Compliance Assistance Seminar**

On October 29, staff from the Underground Storage Tank (UST) Section provided a regulatory update to members of the Indiana Petroleum Equipment Contractors Association at their second annual Management and Compliance Assistance Seminar held in Indianapolis. The presentation focused on compliance issues that the UST inspectors were finding in the field. Of particular importance were issues surrounding corrosion protection and release detection operation and maintenance. The discussion included how the UST inspection was performed and what the inspectors looked for as well as our general findings. (For more information, contact Skip Powers at 317/308-3039.)

### **Elkhart Chamber Environmental Management Association Meeting**

Rosemary Cantwell of IDEM's Industrial Waste Compliance section was a guest presenter at the Elkhart Chamber's Environmental Management Association's monthly meeting on December 19 at the Elkhart Chamber of Commerce. The presentation was on how to make a hazardous waste determination. Approximately 20 attendees representing local business and industry attended the meeting. Guidance material was also provided. (For more information, contact Rosemary Cantwell at 317/308-3003.)

### **Brownfields Assessment Grant Proposal Public Information Session**

On March 17, Brownfields Program staff, along with other IDEM staff, held a morning conference call-in availability session and an afternoon/evening open house session to encourage public comments about IDEM's Brownfields Assessment Grant proposal to the U.S. EPA for funding to help Indiana communities with brownfields redevelopment. IDEM applied for \$400,000 to assess abandoned landfills, abandoned petroleum storage tank sites, and to provide free oversight for Brownfields Program/Voluntary Remediation Program sites. IDEM provided information on the web, in a press release, in a mass mailing, and to newspapers for legal notices to invite public comment. (For more information, contact Gabriele Hauer at 317/233-2773, Michele Oertel at 317/234-0235, or Susan Tynes at 317/233-1504.)

### **Co-op Farm Supply Risk Coordinators**

On April 8, staff gave a joint presentation with the Indiana Development Finance Authority to Risk Coordinators at the Co-op Farm Supply Companies Coordinators' monthly meeting held in Indianapolis. An overview of the state Brownfields Program and government assistance opportunities, with an emphasis on the brownfields definition (including the newly proposed expansion of the definition) and funding for petroleum sites and for cleaning up old fertilizer facilities was provided. Approximately 15 were in attendance, and information packets with

education and outreach materials were made available. (For more information, contact Michele Oertel at 317/234-0235.)

#### **Public Health Education Seminars on PCBs**

John Gunter participated as an IDEM resource at the Public Health Education seminars presented by the Indiana Department of Health and the federal Agency for Toxic Substances and Disease Registry. These sessions were given for the medical community and public community of the Bedford area. Two sessions were held on November 6, in Bedford. The first was for the medical community and the second was for the public. The topic was PCBs: Their history, potential health effects and exposure scenarios. (For more information, contact John Gunter at 317/232-3413.)

#### **Community Liaison Meeting—General Motors**

John Gunter attended the May session of the Community Liaison Panel Meeting regarding the General Motors Corporation facility in Bedford. The meeting is part of the facility's Performance-Based Voluntary RCRA Corrective Action Agreement with U.S. EPA. It was hosted at the facility by GM on May 2. The meeting gave community members of the panel an update on the PCB investigation and cleanup being done both on and off-site relative to the GMC-Powertrain facility. IDEM staff was present to answer questions the community panel members might have about agency (IDEM and EPA) project oversight. (For more information, contact John Gunter at 317/232-3413.)

#### **Grand Calumet River Restoration Fund Council**

Karen Terrell, Mary Ann Habeeb, and Jim Smith participated in a public meeting sponsored by the Grand Calumet River Restoration Fund Council (comprised of IDEM, IDNR, U.S. Fish and Wildlife Service, and U.S. EPA) on June 16, in Hammond. Topics presented included an update on the Grand Calumet River Restoration Fund activities, preliminary results on West Branch Grand Calumet River Characterization, proposed well installation for extent of Dense NonAqueous Phase Liquid contamination, proposed activities for Phase III alternative development and feasibility, and future meeting and public input. (For more information, contact Jim Smith at 317/232-3451.)

#### **Midwestern Petroleum Association Convention and Trade Show**

On June 4-5, IDEM staff attended the Midwestern Petroleum Association Convention and Trade Show. Office of Land Quality staff provided program information and answered questions regarding the Underground Storage Tank, the Leaking Underground Storage Tank, and the Excess Liability Trust Fund program laws and policies. The event was attended by petroleum producers and marketers, manufacturers of underground storage tank equipment, other trade associations, and environmental consultants. (For more information, contact Craig Schroer at 317/234-0974.)

#### **Celebrate the Wildcat Festival**

Pat Likins participated in the 3rd annual Celebrate the Wildcat Festival sponsored by the Wildcat Guardians on June 21 in Kokomo. The festival highlighted environmental issues and included a morning cleanup session in Wildcat Creek. The IDEM booth provided information about public participation, recycling, household hazardous waste, and the Continental Steel Superfund site. (For more information, contact Pat Likins at 317/234-0357.)

#### **Indiana American Meeting**

Rich Molini of the Office of Land Quality gave a presentation to the Indiana American Wellhead Protection Committee at their November 6 meeting. The presentation included a brief synopsis of

the current investigation of volatile organic contamination near the well, the process ahead for scoring and listing the contaminated areas on the National Priorities (Superfund) List, and the types of congruent activities which can be undertaken by the committee and the water utility in advance of the potential remedial efforts. (For more information contact Rich Molini at 317/233-1512.)

## **POLLUTION PREVENTION PROGRAM**

### **Collision Repair and Automotive Refinishing Workshops**

Office of Pollution Prevention and Technical Assistance staff provided two Collision Repair and Automotive Refinishing workshops on November 21 and 22 with 86 participants. The owner provided copies of the manual, from our web site, to all business owners. (For more information, contact Sandra McCain at 317/232-8578.)

### **Indiana and Illinois State Tire Dealers and Retreaders Association Annual Convention and Trade Show**

The Indiana and Illinois State Tire Dealers and Retreaders Associations Annual Convention and Trade Show was held in Indianapolis on February 7 and 8. Staff from the Office of Pollution Prevention and Technical Assistance discussed reuse-recycling options for scrap tires and where lists of licensed waste tire management businesses can be found. (For more information, contact C. Steven Poe at 317/233-9341.)

### **Mercury Grant Information**

On May 28, Office of Pollution Prevention and Technical Assistance staff presented information to the Wildcat Creek Solid Waste District Mercury Hub and three other Solid Waste Management Districts regarding the new mercury grant paperwork procedures, billing and packing procedures. (For more information contact Kristin Brier at 317/234-2754.)

### **Northwest Indiana Education Service Center**

On April 8, staff presented information regarding HEA 1901 at the Northwest Indiana Education Service Center. HEA 1901 restricts the sale of mercury-added novelties, thermometers, mercury compounds, and equipment for use in school laboratories, and the general sale of mercury-containing commodities. For more information, refer to the HEA 1901 Summary - Mercury and Mercury Products summary page and the HEA1901 - Fact Sheet at [www.in.gov/idem/mercury/rules/index.html](http://www.in.gov/idem/mercury/rules/index.html). There were 26 attendees representing 150 schools in the region. (For more information, contact Amy Burns at 219/881-6720.)

### **Indiana School Safety Specialist Academy**

Staff presented information regarding mercury in schools to 20 School Safety Specialists from around Indiana on April 15, at the Indiana School Safety Specialist Academy, in Indianapolis. Materials presented included information on HEA 1901 and Mercury Hub Grant information. (For more information, contact Kristin Brier at 317/234-2754.)

### **Toxic Release Inventory (TRI) Workshops**

Staff from the Office of Pollution Prevention and Technical Assistance held a TRI Workshop in Elkhart on May 8, and in New Albany on May 13. There were a total of 54 participants.

Comments and questions were collected and responded to by e-mail. (For more information, contact Karen Teliha at 317/233-5555.)

### **Environmental Education Workshop**

IDEM hosted its 3<sup>rd</sup> annual Environmental Education Workshop on October 24 in Indianapolis. The morning focus was on mercury and included a presentation on Mercury and Schools being sponsored nationwide by EPA Region 5. The afternoon covered topics such as Tools for Schools, Integrated Pest Management, and Project LEAP. (For more information, contact Paula Smith at 317/233-1210.)

### **Hoosier Association of Science Teachers, Inc. (HASTI)**

On February 19-21, Office of Planning and Assistance staff presented during the HASTI conference held in Indianapolis. Staff coordinated the IDEM booth, and gave three presentations on our lesson plans and children's environmental health issues. (For more information, contact Paula Smith at 317/233-1210.)

### **Environmental Education**

Chad Trinkle gave two presentations regarding environmental education. One workshop was for Solid Waste Management District Educators at the Indiana Recycling Coalition Conference in Indianapolis on May 8, with 16 attendees. The second event was for Head Start/Day Staff at the East Central Association for the Education of Young Children, with 26 attendees at that event. (For more information, contact Paula Smith at 317/233-1210.)

### **Auto Salvage Workshops**

IDEM staff held numerous auto salvage workshops. Each workshop addressed the newly released IDEM Auto Salvage Manual and the environmental issues related to these facilities. IDEM conducted workshops on the following dates:

May 7 – Evansville

May 12 – Ft. Wayne

May 21 – Indianapolis

May 28 – Gary

June 4 – Muncie

June 11 – South Bend

June 18 – Monticello

June 23 – New Albany

(For more information, contact Paula Smith at 317/233-1210.)

## **WATER PROGRAM**

### **Operational Rule Workgroup Meeting**

On October 31, the fifteenth meeting of the Operational Rule Workgroup met. The agenda included a section on repair and emergency procedures, revised definitions, and revised chemical treatment. There were about 30 stakeholders in attendance. (For more information, contact Mary Hollingsworth at 317/308-3331.)

### **Alliance of Rural Water Fall Conference**

October 28, 29, and 30, Drinking Water Branch staff presented a three hour seminar on Wellhead Protection. A talk was also given on Capacity Development at the Alliance of Rural Water fall conference. The Drinking Water Branch also had its information booth at the conference. There were about 400 drinking water professionals in attendance.

(For more information, contact Liz Melvin at 317/308-3366.)

### **Indiana Rural Water Association Meeting**

On December 2-4, Drinking Water Branch Staff provided an information booth as an outreach to the operators present at the Indiana Rural Water Association meeting. Pat Carroll, Drinking Water Branch Chief, presented the IDEM updates. Mary Hollingsworth conducted an Operational Rule Workshop for those interested in having input to the rule making process. (For more information, contact Pat Carroll at 317/308-3281 or Mary Hollingsworth at 317/308-3331.)

### **Rule 13 Workshops**

Lori Gates met with the Indiana Association of Cities and Towns to coordinate the first in a series of four Rule 13 workshops to be paid for via the 104(b)(3) grant. Workshops were held on March 25 in Plymouth and on March 27 in Bloomington. The workshops are intended to discuss final Rule 13 language and give a basic overview of the program. It was targeted at the newly designated 2000 UA MS4 entities and as a refresher. (For more information, contact Lori Gates at 317/233-6725.)

### **Tri-state Conservation Tillage Expo**

On March 4, Laura Bieberich, Joanna Wood, and Carl Wodrich attended the Tri-state Conservation Tillage Expo in Auburn. The section also had a booth at the expo with copies of the Watershed Action Guide, the Michiana Area Council of Governments septic video and the Non Point Source posters, magnets, and brochures. (For more information, contact Laura Bieberich at 317/233-1863.)

### **American Water Works Association District Meetings**

On May 9, 15, 16 and 22, staff gave presentations at four American Water Works Association district meetings in Edinburgh, Greenwood, Logansport and Wabash. The topics discussed were drinking water fee legislation, confidential records legislation, and IDEM's Operational Rule. (For more information, contact Pat Carroll at 317/308-3281 or Mary Hollingsworth at 317/308-3331.)

# AIR BOARD RULES UPDATE

## JUNE 2003

Topic of rule	Citations Affected (IN Administrative Code)	LSA Notice	Last Ind. Register Citation and Date	Rule Status	Contact Information/ Rule Review Team 1-800-451-6027 (in Ind) <a href="http://www.IN.gov/idem/busleg/">www.IN.gov/idem/busleg/</a>
Section 8 - 2002 Annual Update to the CFR & AP42	326 IAC 1-1-3; 1-1-3.5; 1-2-65; 1-2-90; 2-2-13; 2-2-16; 2-3-1; 2-6-4; 2-7-3; 2-7-8; 2-7-18; 2-8-3; 2-9-7; 2-9-8; 2-9-9; 2-9-10; 2-9-13; 3-4-1; 3-4-3; 3-5-2; 3-5-3; 3-5-4; 3-5-5; 3-6-1; 3-6-3; 3-6-5; 3-7-2; 3-7-4; 5-1-2; 5-1-4; 5-1-5; 7-2-1; 7-4-10; 8-1-4; 8-4-6; 8-4-9; 8-7-7; 8-9-2; 8-9-3; 8-9-4; 8-9-5; 8-9-6; 8-10-7; 8-11-2; 8-11-6; 8-11-7; 8-12-3; 8-12-5; 8-12-6; 8-12-7; 8-13-5; 10-1-2; 10-1-4; 10-1-5; 10-1-6; 11-3-4; 11-7-1; 13-1.1-1; 13-1.1-8; 13-1.1-10; 13-1.1-13; 13-1.1-14; 13-1.1-16; 14-1-1; 14-1-2; 14-1-4; 14-3-1; 14-4-1; 14-5-1; 14-7-1; 14-8-1; 14-8-3; 14-8-4; 14-8-5; 14-9-5; 14-9-8; 14-9-9; 14-10-1; 14-10-2; 14-10-3; 14-10-4; 15-1-2; 15-1-4; 16-3-1; 18-1-2; 18-1-5; 18-1-7; 18-1-8; 18-2-2; 18-2-3; 18-2-6; 18-2-7; 22-1-1; 23-1-31	02-337	26 IR 1271 (01/03)  26 IR 1996 (03/03)	Section 8 Notice 01/01/03 Prelim. Adopt. 02/05/03 Proposed Rule 03/01/03 Final Adoption 04/16/03 <b>To AG's Office Filed w/Sec. of State Effective Date Final Rule Publication</b>	<b>Gayla Killough 233-8628</b>
Ozone Ambient Air Quality Standards	326 IAC 1-3-4	03-69	26 IR 2485 (04/03)	Section 8 Notice 04/01/03 Prelim. Adoption 06/04/03 Proposed Rule 07/01/30 <b>Final Adoption 09/03/03</b>	<b>Gayla Killough 233-8628</b>
Lake County PM10 Redesignation	326 IAC 1-4-1	03-70	26 IR 2487 (04/03)  26 IR 3092 (06/03)	Section 8 Notice 04/01/03 Prelim. Adoption 05/07/03 Proposed Rule 06/01/03 <b>Final Adoption 09/03/03</b>	<b>Chris Pedersen 233-6868</b>

# AIR BOARD RULES UPDATE

## JUNE 2003

Topic of rule	Citations Affected (IN Administrative Code)	LSA Notice	Last Ind. Register Citation and Date	Rule Status	Contact Information/ Rule Review Team 1-800-451-6027 (in Ind) <a href="http://www.IN.gov/idem/busleg/">www.IN.gov/idem/busleg/</a>
PSD Corrections	326 IAC 2-2-1; 2-2-6; and 2-2-12	03-68	26 IR 2477 (04/03) 26 IR 3073 (06/03)	Section 7 Notice 04/01/03 Change of Notice <b>Prelim. Adoption 09/03/03</b>	<b>Chris Pedersen 233-6868</b>
Emission Reporting Sec. 110	326 IAC 2-6-1; 2-6-2; 2-6-3; 2-6-4; 2-6-5	97-18 (AP) 01-249	21 IR 801 (11/97) 24 IR 1462 (2/01)  24 IR 3684 (8/01)  24 IR 4012 (9/01)	1st Notice 11/1/97 2nd Notice 2/1/01 Prelim. 4/12/01 Proposed rule & 3rd comment period Change of Notice <b>Hearing Notice</b>	<b>Pat Troth 233-5681</b> <b>Ken Ritter, Jon Bates,</b> <b>Susan Bem</b> <b>Jay Koch</b>
Compliance Monitoring Requirements	326 IAC 1-1; 1-2; 3; and 7-2	01-408	25 IR 943 (12/01)	1st Notice 12/01/01 <b>2nd Notice</b>	<b>Chris Pedersen 233-6868</b> <b>Roger Letterman</b> <b>Dave Cline</b> <b>Kathy Moore</b>
NSR (New Source Review) Reform	326 IAC 2	03-67	26 IR 2473 (04/03)	1st Notice 04/01/03 <b>2nd Notice</b>	<b>Chris Pedersen 233-6868</b>
Article 2 Fix-Ups	326 IAC 2	02-188	25 IR 3464 (7/02)	1st Notice 7/01/02 <b>2nd Notice</b>	<b>Chris Pedersen 233-6868</b>

# AIR BOARD RULES UPDATE

## JUNE 2003

Topic of rule	Citations Affected (IN Administrative Code)	LSA Notice	Last Ind. Register Citation and Date	Rule Status	Contact Information/ Rule Review Team 1-800-451-6027 (in Ind) <a href="http://www.IN.gov/idem/busleg/">www.IN.gov/idem/busleg/</a>
U.S. Steel-Gary Works PM10 Requirements (Variance expires 5/18/02) (4/30/02 - Mail variance)	326 IAC 6-1-10.1; 6-1-10.2	01-407	25 IR 943 (12/01) 25 IR 3465 (07/02) 25 IR 3805 (08/02) 25 IR 4129 (09/02)  26 IR 810 (12/02)  26 IR 1113 (01/03)  26 IR 1968 (03/03) 26 IR 2391 (04/03)	1st Notice 12/01/01 2nd Notice 07/01/02 Change of Notice 08/01/02 Change of Notice 09/01/02 Prelim. Adopt. 11/6/02 (cont.) Change of Hearing 12/01/02 Prelim. Adopt. 12/04/02 (cont.) Change of Hearing 1/1/03 Prelim. Adopt. 02/05/03 Proposed Rule 03/01/03 Change of Hearing 04/01/03 Final Adoption 05/07/03 <b>To AG's Office</b> <b>Filed w/Sec. of State</b> <b>Effective Date</b> <b>Final Rule Publication</b>	<b>Chris Pedersen 233-6868</b> <b>Don Kuh</b> <b>Gail McGarrity</b> <b>Bob Simmons</b> <b>Ken Ritter</b>
Article 6.5 - Recodification	Repeal of: 326 IAC 6-1 New article: 326 IAC 6.5	02-335	26 IR 1266 (01/03)	1st Notice 1/1/03 <b>2nd Notice</b>	<b>Suzy Whitmer 232-8229</b>
Lake County SO2 (Sec. 110) (Variance expires on 5/18/02. ) (Mailed variance on 4-30-02)	326 IAC 7-4-1.1	00-236	24 IR 554 (11/00) 26 IR 3151 (06/03)	1st Notice 11/01/00 2nd Notice 06/01/03 <b>Prelim. Adopt. 09/03/03</b>	<b>Chris Pedersen 233-6868</b> <b>Mark Neyman</b> <b>Ken Ritter</b> <b>Pat Daniel</b>

# AIR BOARD RULES UPDATE

## JUNE 2003

Topic of rule	Citations Affected (IN Administrative Code)	LSA Notice	Last Ind. Register Citation and Date	Rule Status	Contact Information/ Rule Review Team 1-800-451-6027 (in Ind) www.IN.gov/idem/busleg/
NOx Corrections	326 IAC 10-3; 10-4	02-54	25 IR 2045 (03/02) 25 IR 3886 (08/02) 25 IR 3905 (08/02) 26 IR 810 (12/02)  26 IR 1132 (01/03) 26 IR 2476 (04/03)  26 IR 2391 (04/03)	1st Notice 03/02 2nd Notice 08/02 Prelim. Adopt. 11/06/02 Change of Hearing 12/01/02 Prelim. Adopt. 12/04/02 Proposed Rule 1/1/03 LSA Fiscal Impact Analysis 04/01/03 Change of Hearing 04/01/03 Final Adoption 05/07/03 <b>To AG's Office Filed w/Sec. of State Effective Date Final Rule Publication</b>	<b>Suzanne Whitmer 232-8229</b> <b>Roger Letterman</b> <b>Shri Harsha</b>
Steel Pickling NESHAP (Sec. 112)	326 IAC 20-29	00-138	23 IR 2606 (7/00)	1st Notice 07/01/00 <b>2nd Notice</b>	<b>Gayla Killough 233-8628</b> <b>Joe Saligoe</b> <b>Rick Massoels</b>
Section 7 - Group 2 NESHAP's	326 IAC 20-49; 20-50; 20-51; 20-52; 20-53; 20-54; and 20-55	02-336	26 IR 1266 (01/03)	Section 7 - 1/1/03 Prelim. Adopt. 4/16/03 <b>Proposed Rule 06/01/03</b> <b>Final Adopt. 09/03/03</b>	<b>Gayla Killough 233-8628</b>
Lead-Based Paint	326 IAC 23	02-189	25 IR 3464 (07/02) 26 IR 548 (11/02) 26 IR 1592 (02/03) 26 IR 1961 (03/03)  26 IR 2401 (04/03)	1st Notice 07/01/02 2nd Notice 11/01/02 Change of Notice 02/01/03 Change of Notice 03/01/03 Prelim. Adopt. 03/05/03 Proposed Rule 04/01/03 Final Adopt. 06/04/03 <b>To AG's Office Filed w/Sec. of State Effective Date Final Rule Publication</b>	<b>Suzanne Whitmer 232-8229</b> <b>David White</b>

# AIR BOARD RULES UPDATE

## JUNE 2003

Topic of rule	Citations Affected (IN Administrative Code)	LSA Notice	Last Ind. Register Citation and Date	Rule Status	Contact Information/ Rule Review Team 1-800-451-6027 (in Ind) <a href="http://www.IN.gov/idem/busleg/">www.IN.gov/idem/busleg/</a>
Sunset reauthorization of Title 326 per IC 13-14-9.5 (Sec. 110, 112)	Rules commented on at 1st notice, not federally approved: <u>326 IAC</u> <u>Filed</u> 2-10-1                      11/25/98 2-10-2 thru 6                      09/05/96 2-11 and 2-11-1                      11/25/98 2-11-2                      05/07/97 2-11-3; and 2-11-4                      04/02/97 2-12 thru 2-14                      11/25/98 17.1-2 thru 17.1-9                      01/26/00	00-44 ----- <u>Experation Date</u> Jan. 1, 2006 Jan. 1, 2004 Jan. 1, 2006 Jan. 1, 2005 Jan. 1 2005 Jan. 1 2006 Jan. 1, 2008	23 IR 1488 (03/00)	First Notice	<b>Suzy Whitmer 232-8229</b>

# Office of Land Quality Rulemaking Projects 2003-2004

Rule	Rulewriter	July 2003	August 2003	September 2003	October 2003	November 2003	December 2003	January 2004	February 2004	March 2004
TITLE 327 RULES-WPCB										
Confined Feeding-NPDES #01-51 (WPCB)	Lynn West 232-3593	<u>proposed rule to LSA 7/10</u>	proposed rule published 8/1; revise proposed rule; mgmt & OLC review	mail board packet; 2 <sup>nd</sup> hearing 9/10 (WPCB)	compile promulgation package	promulgation package to AG; Gov's briefing memo	promulgation package to Governor w/briefing memo	to secretary of state for filing, effective 30 days after filing		
Confined Feeding - NPDES Emergency Rule	Lynn West 232-3593		adopt emergency rule			adopt emergency rule			emergency rule expires	
Land Application Change Rule #01-238 (WPCB)	Lynn West 232-3593	to secretary of state for filing, effective 30 days after filing								
TITLE 328 RULES-FAB										
Excess Liability Trust Fund Change Rule (FAB) #02-204	Lynn West 232-3593	draft rule	draft rule	<u>2<sup>nd</sup> notice to LSA 9/10</u>	2 <sup>nd</sup> notice published 10/1	comment period ends 11/1; mgmt, AG & OLC review	mail board packet; 1 <sup>st</sup> hearing (FAB)	<u>proposed rule to LSA 1/10</u>	proposed rule published 2/1; revise proposed rule; mgmt & OLC review	mail board packet; 2 <sup>nd</sup> hearing (FAB)
T TITLE 329 RULES-SWMB										
Non-MSW and C/D Land Disposal #97-8	Steve Mojonnier 233-1655	to be determined	to be determined	to be determined	to be determined	to be determined	to be determined	to be determined	to be determined	to be determined
2 <sup>nd</sup> Substantial Change- MSWLF #00-185	Pam Koons 232-8899		mail board packet; 2 <sup>nd</sup> hearing 8/26	compile promulgation package	promulgation package to AG; Gov's briefing memo	promulgation package to Governor w/briefing memo	to secretary of state for filing, effective 30 days after filing			
Underground Storage Tank Change Rule # 01-161	Lynn West 232-3593			mail board packet; 2 <sup>nd</sup> hearing 8/26	compile promulgation package	promulgation package to AG; Gov's briefing memo	promulgation package to Governor w/briefing memo	to secretary of state for filing, effective 30 days after filing		
Removal of Special Waste Program and Statutory Changes #01-288	Steve Mojonnier 233-1655	revise proposed rule	revise proposed rule	revise proposed rule; mgmt & OLC review	mail board packet; 2 <sup>nd</sup> hearing 10/21	compile promulgation package	promulgation package to AG; Gov's briefing memo	promulgation package to Governor w/briefing memo	to secretary of state for filing, effective 30 days after filing	
Composting and Processing of Organic Wastes #02-11 (#01-237 was withdrawn)	Lou McFadden 232-8922	draft rule	draft rule	2 <sup>nd</sup> notice published 9/1	comment period ends 10/1	review comments; revise rule; fiscal impact studies	revise rule; mgmt, AG & OLC review	mail board packet; 1 <sup>st</sup> hearing 1/20	<u>proposed rule to LSA 2/10</u>	proposed rule published 3/1; revise proposed rule; mgmt & OLC review
Ground Water Quality Standards for Hazardous Waste #02-160	Steve Mojonnier 233-1655	continuation of 2 <sup>nd</sup> notice published 7/1; comment period ends 7/31	revise rule; mgmt & OLC review	mail board packet; 1 <sup>st</sup> hearing 9/16	<u>proposed rule to LSA 10/10</u>	proposed rule published 11/1; revise proposed rule;	revise proposed rule; mgmt & OLC review	mail board packet; 2 <sup>nd</sup> hearing 1/20	compile promulgation package	promulgation package to AG; Gov's briefing memo

2002 Hazardous Waste Update #02-235	Steve Mojonnier 233-1655	request to initiate	mail board packet; 2 <sup>nd</sup> hearing 8/26	compile promulgation package	promulgation package to AG; Gov's briefing memo	promulgation package to Governor w/briefing memo	to secretary of state for filing, effective 30 days after filing			
2003 Hazardous Waste Update #03-	Steve Mojonnier 233-1655		<u>1<sup>st</sup> notice to LSA 8/1</u>	1 <sup>st</sup> notice published 9/1	comment period ends 10/1; review comments	draft rule	<u>2<sup>nd</sup> notice to LSA 12/10</u>	2 <sup>nd</sup> notice published 1/1	comment period ends 2/1; review comments	revise rule; mgmt & OLC review

July 11, 2003 (2:36PM)

**IDEM**  
**Office of Water Quality**  
**Rules Tracker**

Topic of Rule	Rule Reference Number	Office	Rulewriter	Rulewriter Phone	Program Staff	Program Phone	Affected Citation of 327 IAC	First Notice Date	IR First Notice Cite	End of First Comment	Second Notice-Draft Rule	IR Second Notice Cite	End of Second Comment	Notice of First Hearing	IR First Hearing Cite	Preliminary Adoption Date	IR Proposed Rule Date
Constructed Wetlands for Wastewater Treatment	97-4	OWQ	Megan Wallace	317-233-8669	Jay Hanko	317-233-0470	3-7	5/1/97	20 IR 2213	05/30/1997							
Septage Rule	01-429	OLQ	Pam Koons	317-232-8899	OLQ		7, 7.1	9/1/97, 12/1/98	20 IR 3511 22 IR 829	10/3/97, 1/6/99	06/01/2001	24 IR 2898	07/02/2001	06/01/2001	24 IR 2898	11/14/01	1/1/02
Section 401 Water Quality Certification & Wetland Water Quality Standards	99-58	OWQ	MaryAnn Stevens	317-232-8635	Andrew Pelloso	317-233-2481	2-1.8,17	9/1/94, 4/1/97, 4/1/99	17 IR 3013, 20 IR1960	9/30/94, 4/30/97, 4/30/99	2/1/199, 10/1/01	23 IR 643, 25 IR 207	2/14/00 10/30/01	12/1/00, 3/1/00, 5/1/00	23 IR 666, 23 IR 1418, 23 IR 2017, 23 IR 1668	02/13/2002	
Article 3 Amendments	99-236	OWQ	Megan Wallace	317-233-8669	Ken Lee	317-232-8660	3	12/01/1999	23 IR 643	01/03/2000							
CSO and Wet Weather Events	99-262	OWQ	Kiran Verma	317-234-0986	Reggie Baker	317-233-0473	5	01/01/2000	23 IR 933	01/31/2000							
Electronic Filing of Wastewater Monitoring Reports	00-16	OWQ	Kiran Verma	317-234-0986	Chuck Dunn	317-233-9917	5-2-15, 22	02/01/2000	23 IR 1235	03/03/2000							
Water Quality Standards and Antidegradation Standards for Certain Designated Water Bodies	00-92	OWQ	MaryAnn Stevens	317-232-8635	Lonnie Brumfield and Dennis Clark	317-233-2547(L) 317-233-2482(D)	2-1-2, 2-1-6, 2-1-5-4	05/01/2000	23 IR 2110	05/31/2000							
Community Notification of Potential Health Impacts of CSO's	00-136	OWQ	MaryAnn Stevens	317-232-8635	Reggie Baker	317-232-8635	5-2	07/01/2000	23 IR 2613	07/31/2000	2/1/02	25 IR 1736	3/2/02	2/1/02	25 IR 1736	4/10/02	11/1/02
CAFO (NPDES)	01-51	OLQ	Lynn West	317-232-3593	Bruce Palin	317-233-6591	5-4,15,16	03/01/2001	24 IR 1976	04/01/2001	2/1/03	26 IR 1737	3/3/03	2/1/03, 5/8/03	26 IR 1737, 26 IR 2645	5/08/03	
General Permits/Storm Water Phase II MS4	01-95	OWQ	Kiran Verma	317-234-0986	Lori Gates	317-233-6725	15	4/1/01	24 IR 2243	5/2/01	09/01/2001	24 IR 4242	10/03/2001	9/1/01, 11/01/01, 11/1/02, 12/1/02	24 IR 4242, 25 IR 404, 26 IR 416, 26 IR 812	12/11/02	2/1/03
NPDES, Pretreatment General Permits/Storm Water Phase II MS4	01-96	OWQ	Kiran Verma	317-234-0986	Lori Gates	317-233-6725	5,15	4/1/01	24 IR 2244	5/2/01	1/1/02	25 IR 1353	1/31/02	1/1/02, 8/1/02,	25 IR 1353, 25 IR 3805	8/14/02	12/1/02
Drinking Water Operation	01-180	OWQ	Megan Wallace	317-233-8669	Mary Hollingsworth	317-308-3318	8-13	6/1/01	24 IR 2898	6/30/01							
Amendments to Land Application of biosolid, industrial waste product, and pollutant bearing water	01-238	OLQ	Lynn West	317-232-3593			6.1	8/1/01	24 IR 3827 25 IR 206	11/1/01	5/1/02	25 IR 2592	6/3/02	5/1/02, 10/1/02	25 IR 2592, 26 IR 63	10/9/02	1/1/03
Amendments to Drinking Water Standards	01-348	OWQ	Megan Wallace	317-233-8669	Al Lao	317-308-3283	8-2	10/01/2001	25 IR 206	10/30/01	6/1/02	25 IR 2863	6/30/02	6/1/02, 8/1/02	25 IR 2863, 25 IR 3806	8/14/02	10/1/02
Allen County Section 7	02-327	OWQ	MaryAnn Stevens	317-232-8635	Nancy King	317-232-7694	1-15	NA	NA	NA	12/1/02	26 IR 885	12/31/02	2/1/03	26 IR 1593	3/12/03	6/1/03
Antidegradation Standards and Implementation Procedures	03-44	OWQ	Megan Wallace	317-233-8669	Dave Kallander	317-233-2472	2-1, 2-1.5, 5-2	3/1/03	26 IR 2136	4/29/03							
E.Coli Criteria and Implementation Procedures	03-128	OWQ	Kiran Verma	317-234-0986	Denny Clark	317-308-3235	2, 5	6/1/03	26 IR 3164	7/30/03							
Water Quality Issues Suitable for Fast Track	03-129	OWQ	MaryAnn Stevens	317-232-8635	Dave Kallander	317-233-2472	1, 2-1, 2-1.5, 2-4, 5-2	6/1/03	26 IR 3166	7/30/03							
Streamlined Variance from Water Quality Criteria for Mercury	03-130	OWQ	MaryAnn Stevens	317-232-8635	Steve Roush	317-232-8706	5-3.5	6/1/03	26 IR 3171	7/30/03							

**IDEM**  
**Office of Water Quality**  
**Rules Tracker**

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# Fees Collected

Permit Program	June 2003	2003 YTD (Jan-Jun)	2002	2001	2000	Fee Per Permit (Low) (High)	
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<b>AIR:</b> Title V Permit Program							
Annual Operation Fees	\$126,683	\$9,873,341				\$600	\$200,000
Construction Permit Fees	\$58,839	\$389,509				\$100	\$20,000
<b>Subtotal:</b>	\$185,522	\$10,262,850	\$11,284,509	\$11,606,091	\$11,547,037		

<b>HAZARDOUS WASTE:</b>							
Permit Application Fees	\$0	\$9,000				\$2,250	\$40,600
Annual Operation Fees	\$12,285	\$1,240,798				\$1,000	\$37,500
<b>Subtotal:</b>	\$12,285	\$1,249,798	\$1,521,917	\$1,362,067	\$2,082,299		

<b>SOLID WASTE:</b>							
Permit Application Fees	\$22,550	\$127,400				\$2,200	\$31,300
Annual Operation Fees	\$82,375	\$1,496,125				\$25	\$35,000
Disposal Fees	\$0	\$503,427				\$0.05/ton	\$0.10/ton
Waste Tire Registrations	\$25	\$3,540				\$25	\$500
Septage Land Application Approvals	\$330	\$5,460				\$30	---
Confined Feeding Approvals	\$925	\$5,125				\$100	---
<b>Subtotal:</b>	\$106,205	\$2,141,077	\$2,846,614	\$3,006,918	\$3,094,282		

<b>WASTEWATER:</b> National Pollutant Discharge Elimination System (NPDES) Program							
Permit Application Fees	\$3,400	\$16,400				\$50	\$100
Annual Operation Fees	\$79,420	\$3,795,252				\$240	\$34,800
NPDES Operator Certifications	\$22,670	\$51,920				\$30	----
Wastewater Facility Construction Permit Fees	\$350	\$3,275				\$50	\$2,500
<b>Subtotal:</b>	\$105,840	\$3,866,847	\$3,989,472	\$3,927,154	\$4,130,594		

<b>DRINKING WATER CONSTRUCTION:</b>							
Permit Application Fees	\$9,200	\$38,725				\$0	\$2,500
Operator Certifications*	\$1,115	\$6,465				\$30	----
<b>Subtotal:</b>	\$10,315	\$45,190	\$122,905	\$124,815	\$128,415		

<b>TOTAL:</b>	\$420,167	\$17,565,762	\$19,765,417	\$20,027,045	\$20,982,627		
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# Office of Air Quality New Source Review Permits Report Card

As of June 30, 2003

*OAQ issues quality, environmentally protective construction and operation permits to applicants.*

*IDEM's commitment is to issue quality environmental permits and modifications to qualified applicants 100% on-time.*

Late Permits in June:	0
Total Permits Issued in June:	16
Number of On-Time Permit, Modification, or Approval Decisions Issued in 2003:	117
Number of Late Permit, Modification, or Approval Decisions Issued in 2003:	0
Consecutive Months With No Late Permits:	60
Amount of Permit Fees Lost from Late Permits in 2003:	\$0

**Amount of Permit Fees Collected in 2003: \$ 389,509**

In 2002, the OAQ issued 200 on-time permit decisions (0 late). The OAQ has not issued a late permit decision since June, 1998. \$702,100 in permit fees were collected in 2002.

# Office of Water Quality Wastewater Permits Branch Permits Report Card

As of June 30, 2003

*OWQ Wastewater Permits Branch issues quality, environmentally protective construction and operation permits to applicants.*

*IDEM's commitment is to issue quality environmental permits and modifications to qualified applicants 100% on-time.*

Late Permits in June:	0
Total Permits Issued in June:	126
Number of On-Time Permit, Modification, or Approval Decisions Issued in 2003:	639
Number of Late Permit, Modification, or Approval Decisions Issued in 2003:	0
Consecutive Months With No Late Permits:	60
Amount of Permit Fees Lost from Late Permits in 2003:	\$0

**Amount of Permit Fees Collected in 2003: \$16,225**

In 2002, the OWQ Wastewater Permits Branch issued 1,049 on-time permit decisions (0 late). The Wastewater Permits Branch has not issued a late permit since May 1998. \$34,925 was collected for wastewater facility construction and National Pollutant Discharge Elimination System (NPDES) wastewater permit fees in 2002.

# Office of Water Quality

## Drinking Water Permits Branch

### Permits Report Card

As of June 30, 2003

*OWQ Drinking Water Permits Branch issues quality construction permits which are protective of public health and the environment.*

*IDEM's commitment is to issue quality environmental permits and modifications to qualified applicants 100% on-time.*

Late Permits in June:	0
Total Permits Issued in June:	27
Number of On-Time Permit, Modification, or Approval Decisions Issued in 2003:	145
Number of Late Permit, Modification, or Approval Decisions Issued in 2003:	0
Consecutive Months With No Late Permits:	13
Amount of Permit Fees Lost from Late Permits in 2003:	\$0

**Amount of Permit Fees Collected in 2003: \$38,725**

In 2002, the OWQ Drinking Water Permits Branch issued 232 on-time permit decisions (1 late). The Drinking Water Permits Branch has not issued a late permit decision since April, 2002. \$66,505 was collected for Drinking Water permit fees in 2002.

# Office of Land Quality Solid Waste Permits Permits Report Card

As of June 30, 2003

*OLQ Solid Waste Permits Branch issue quality, environmentally protective modifications and permits to applicants.*

*IDEM's commitment is to issue quality environmental permits and modifications to qualified applicants 100% on-time.*

Late Permits in June:	0
Total Permits Issued in June:	23
Number of On-Time Permit, Modification, or Approval Decisions Issued in 2003:	125
Number of Late Permit, Modification, or Approval Decisions Issued in 2003:	0
Consecutive Months With No Late Permits:	61
Amount of Permit Fees Lost from Late Permits in 2003:	\$0

**Amount of Permit Fees Collected in 2003: \$137,985**

In 2002, Solid Waste Permits issued 282 on-time permit decisions (0 late). Solid Waste Permits has not issued a late permit decision since April 1998. \$295,260 in permit fees were collected in 2002.

# Office of Land Quality Hazardous Waste Permits Permits Report Card

As of June 30, 2003

*OLQ Hazardous Waste Permits issues quality, environmentally protective modifications and permits to applicants.*

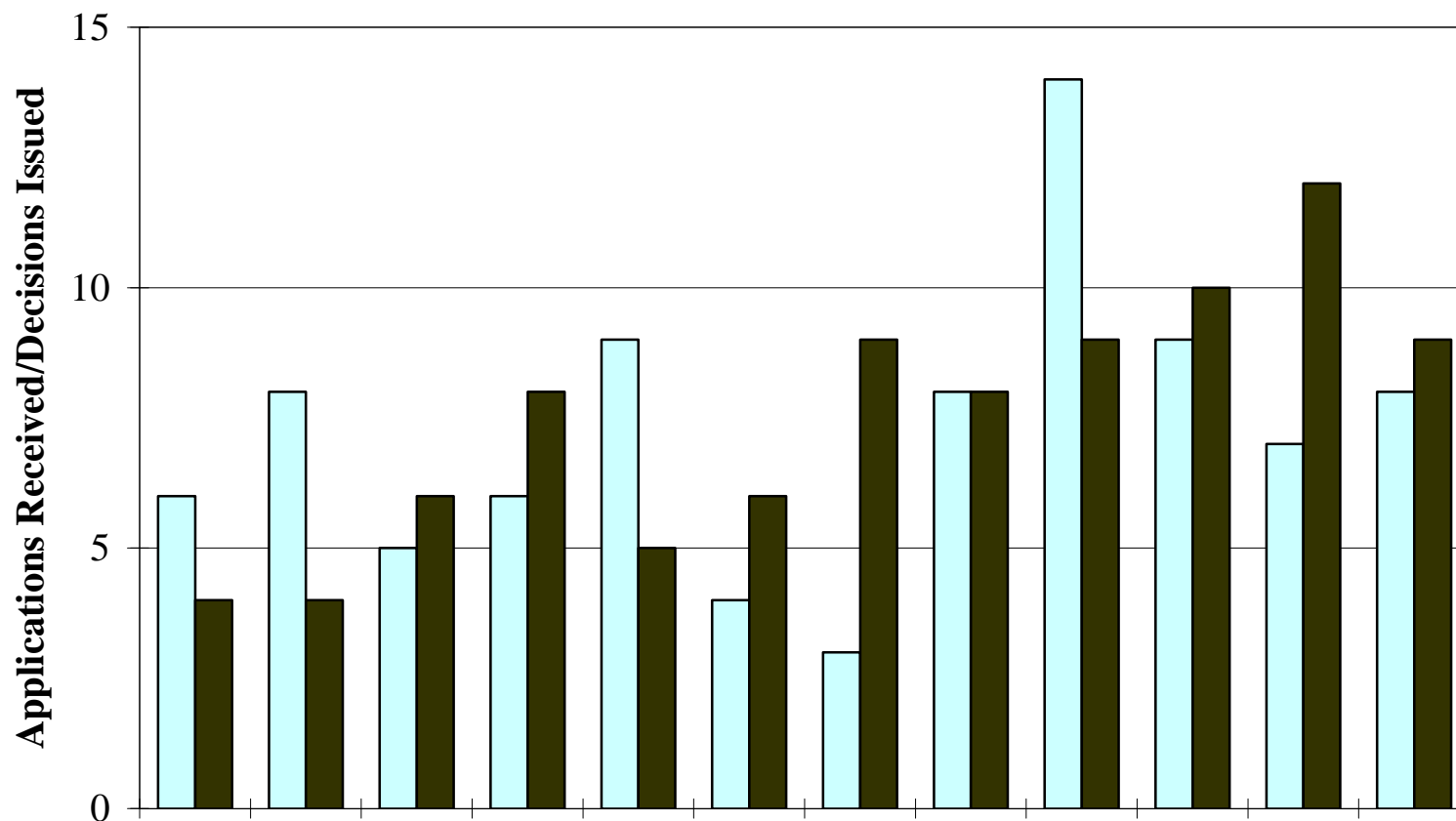
*IDEM's commitment is to issue quality environmental permits and modifications to qualified applicants 100% on-time.*

Late Permits in June:	0
Total Permits Issued in June:	0
Number of On-Time Permit, Modification, or Approval Decisions Issued in 2003:	4
Number of Late Permit, Modification, or Approval Decisions Issued in 2003:	0
Consecutive Months With No Late Permits:	59
Amount of Permit Fees Lost from Late Permits in 2003:	\$0

**Amount of Permit Fees Collected in 2003: \$9,000**

Hazardous Waste Permits has not issued a late permit decision since June 1998. In 2002, Hazardous Waste Permits issued 6 on-time permit decisions (0 late).  
\$160,600 in permit fees were collected in 2002.

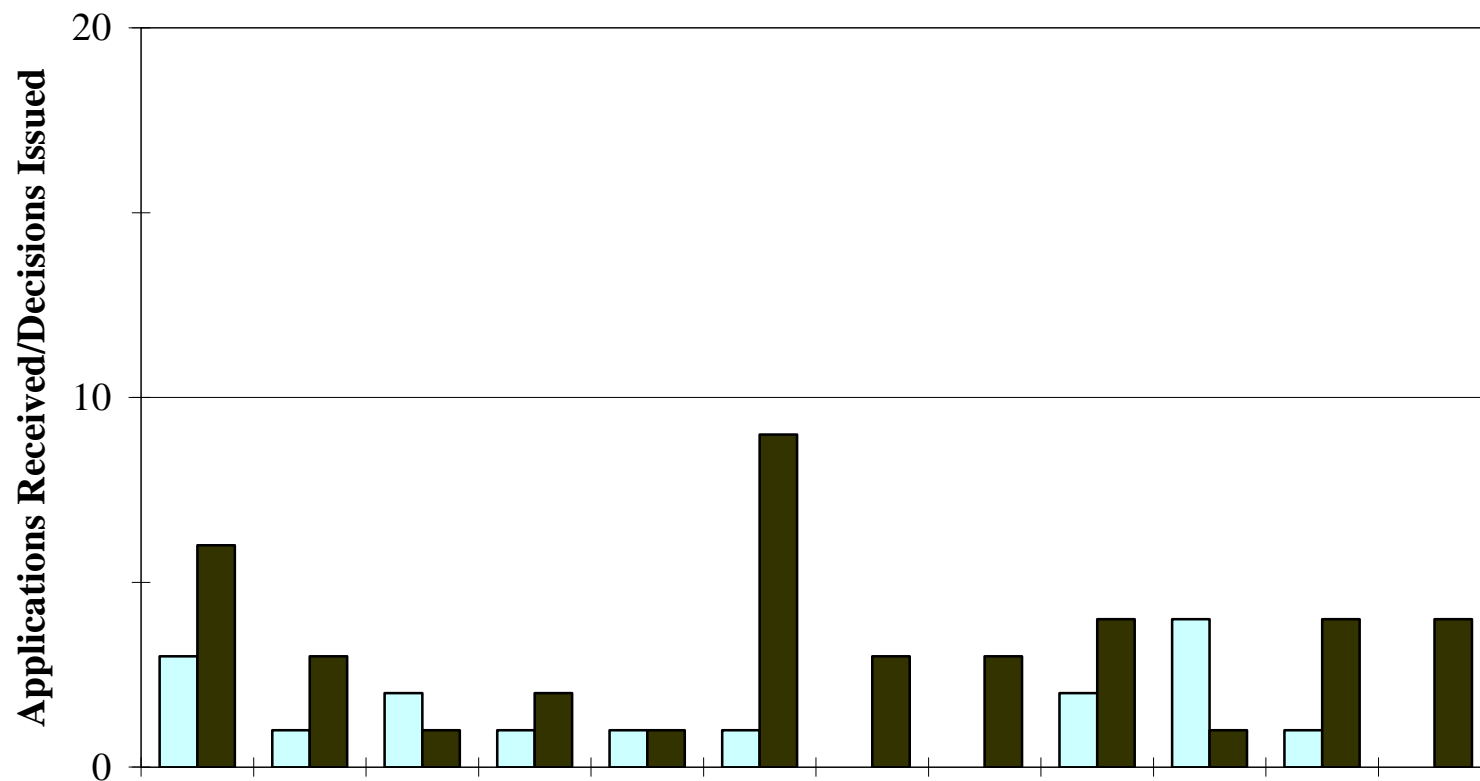
## Office of Air Quality Minor Title V Operating Permits



Applications	Jul '03	Aug	Sept	Oct	Nov	Dec	Jan '03	Feb	Mar	Apr	May	June	Totals
Received <span style="color: cyan;">■</span>	6	8	5	6	9	4	3	8	14	9	7	8	87
Final Decisions <span style="color: darkblue;">■</span>	4	4	6	8	5	6	9	8	9	10	12	9	90
Pending (not shown)	110	114	113	111	115	113	107	107	112	111	106	105	

Includes: Minor Source Operating Permit (MSOP) – a permit category created by new rules which became effective December 25, 1998 – the Source Specific Operating Agreements (SSOAs), and Federally Enforceable State Operation Permits (FESOPs). However, the chart excludes those FESOP and MSOP applications received as part of a combined construction permit/operating permit approval, such as FESOP/New Source Review, the issuance of which are instead tracked as construction permits (see page 9). Decisions includes permits issued as well as applications withdrawn, canceled, combined, or denied.

## Office of Air Quality Title V Operating Permits (Major)



Applications	Jul '03	Aug	Sept	Oct	Nov	Dec	Jan '03	Feb	Mar	Apr	May	June	Totals
Received <span style="color: lightblue;">■</span>	3	1	2	1	1	1	0	0	2	4	1	0	16
Final Decisions <span style="color: darkblue;">■</span>	6	3	1	2	1	9	3	3	4	1	4	4	41
Pending (not shown)	193	191	192	191	191	183	180	177	175	178	175	171	

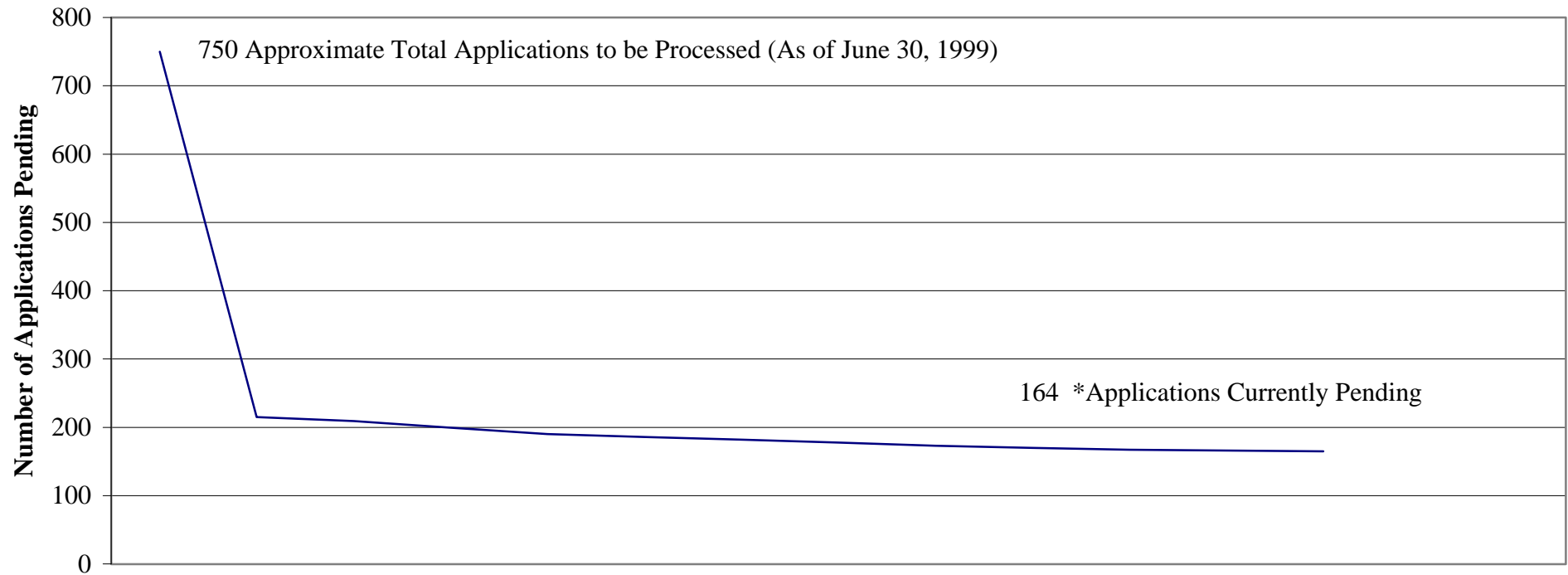
Includes: Title V only. However, the chart excludes those Title V applications received as part of a combined construction permit/operating permit approval, such as Title V/New Source Review, the issuance of which are instead tracked as construction permits (see page 9).

Note: The 1990 Amendments to the Clean Air Act required that the IDEM Office of Air Quality (OAQ) act by December 31, 2000, on all applications for Title V Air Operating Permits received before June 30, 1999. The OAQ has issued the majority of permit decisions required by the deadline, and decisions on the remaining applications are scheduled to be issued in 2003. The chart also includes applications received after June 30, 1999. Applications received after that date must be processed within 18 months. To date, **fifty-eight (58)** such reviews have been completed and permits issued, with no late permits.

# Office of Air Quality

## Title V Progress Report

### Permits Issued and Applications Pending As of June 30, 2003



	Winter Qtr (Thru Mar 31, 2002)		Spring Qtr (Thru June 30, 2002)		Summer Qtr (Thru Sept 30, 2002)		Fall Qtr (Thru Dec 31, 2002)		Winter Qtr (Thru Mar 31, 2003)		Spring Qtr (Thru Jun 30, 2003)		Summer Qtr (Thru Sept 30, 2003)	
	Qtly	Cumm	Qtly	Cumm	Qtly	Cumm	Qtly	Cumm	Qtly	Cumm	Qtly	Cumm	Qtly	Cumm
# of Draft Permits Currently on Public Notice or Beyond											37			
Permits Issued	12	541	19	560	8	568	9	577	6	583	3	586		
* Applications Pending		209		190		182		173		167		164		

Note: To comply with the Clean Air Act Amendments of 1990, IDEM was required by EPA to act by December 31, 2000, upon all the approximately 750 Title V permit applications which it received prior to June 30, 1999. While the majority of Title V permit decisions were issued by the December 31, 2000 deadline, a number of the more complex application reviews are still pending. According to recently revised EPA figures, as of March 2003, Indiana (nationally, [a leader among industrial states](#) in its processing of TV applications) has issued permits for [76 percent of the applications](#) it received.

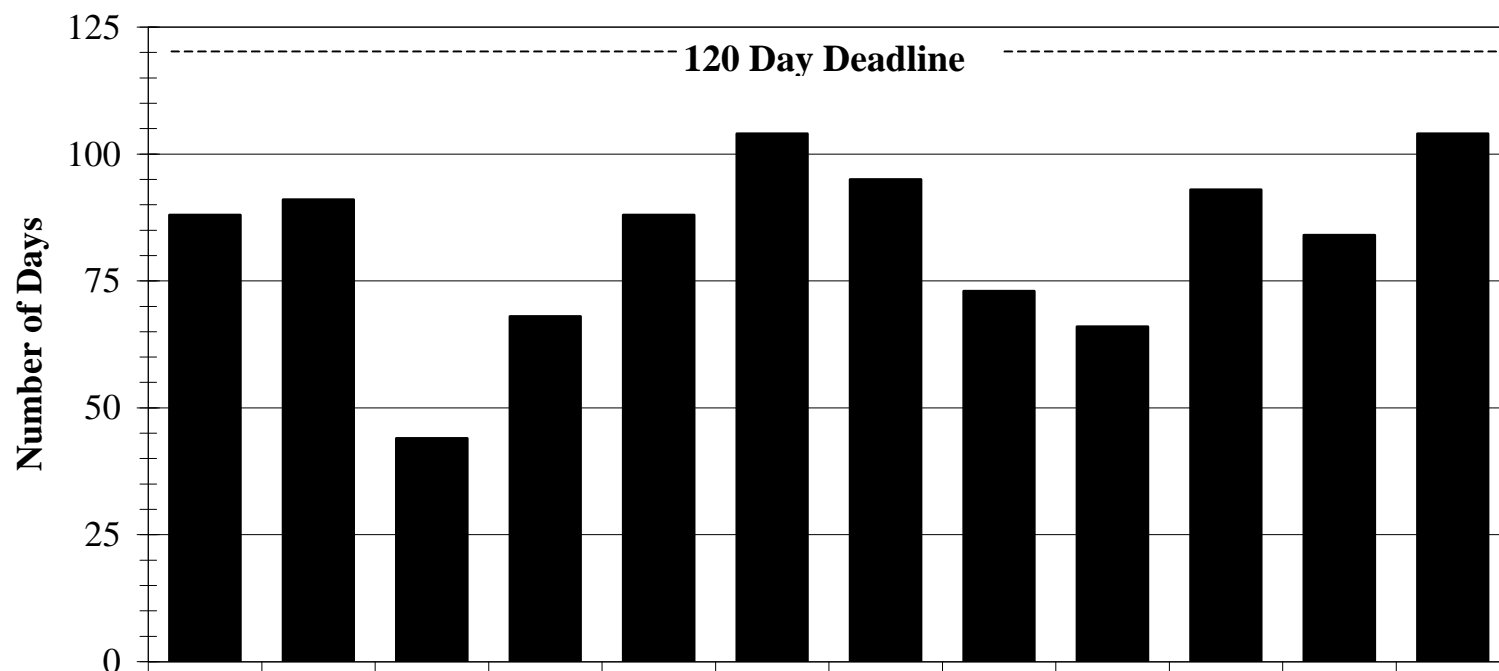
**Qtly** = Quarterly      **Cumm** = Cumulative

\*Applications Pending = Those remaining applications which have not yet been approved (issued), denied, canceled, withdrawn, or combined.

# Office of Air Quality

## New Construction/Source Modifications

### Median Number of Days to Issue Permits Subject to 120 Day Deadline



Applications	Jul '03	Aug	Sept	Oct	Nov	Dec	Jan '03	Feb	Mar	Apr	May	June	Totals
Median # of Days to Issue	88	91	44	68	88	104	95	73	66	93	84	104	
#Permits Issued Past Deadline	0	0	0	0	0	0	0	0	0	0	0	0	0
Actual # of Permits Issued	5	10	3	8	6	9	8	3	15	11	6	11	95
#Applications Received	20	13	19	12	21	20	15	18	18	20	15	13	204
#Final Decisions	13	17	9	15	17	18	18	9	21	27	17	15	196
Applications Pending	109	105	115	112	116	118	115	124	121	114	112	110	

The top three rows of the table report the number of permits subject to the 120 day deadline which are issued each month, and the median number of days it took to issue those permits, which also is depicted in the bar graph. The bottom three rows of the table report the total number of applications received, decisions issued, and applications pending for all levels of construction approvals, including: Interim Construction Permits, Registrations, New Construction Permits, Federal Construction Permits, and applications for combined construction/operating permits (such as FESOP/NSR; Federally Enforceable State Operating Permit/New Source Review), as well as requests for modifications to existing registered or permitted sources, including modifications to Title V sources. However, modifications to Title V permits are tracked on page 11. Exemptions are not tracked on this chart.

**Office of Air Quality**  
**Federal Air Construction Permits (270 Day Review)**  
**Number of Days to Issue Final Decisions**  
**July 1, 2002 - June 30, 2003**

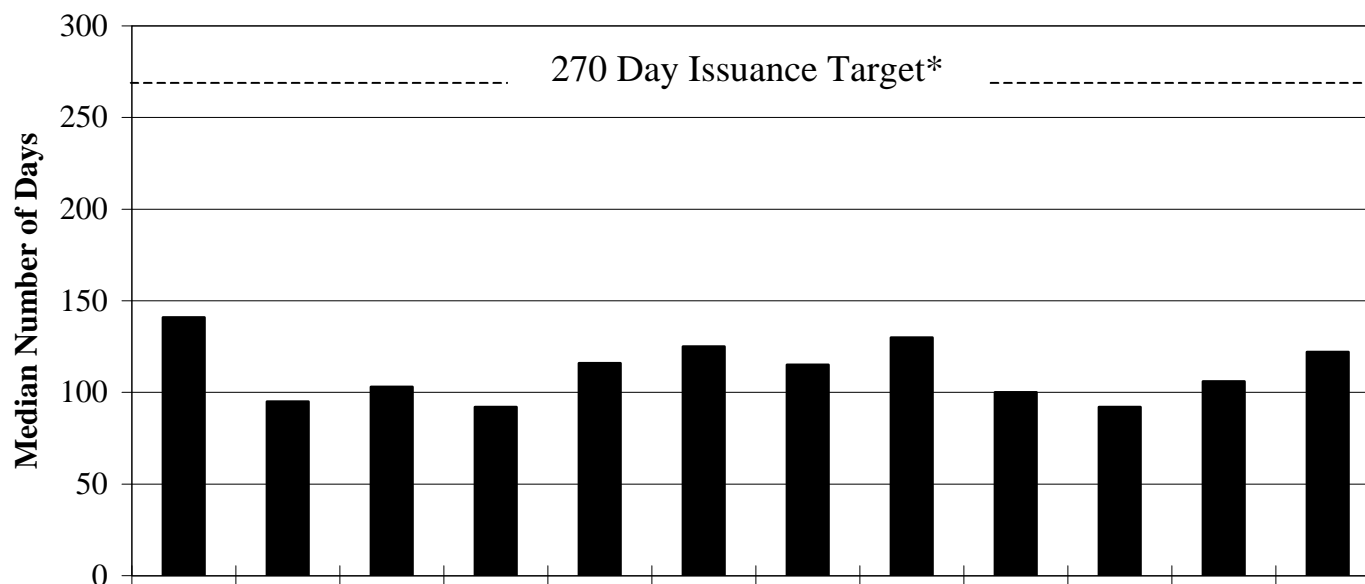
<b>Applicant</b>	<b>County</b>	<b>Date Application Received</b>	<b>Final Decision</b>	<b>Date of Final Decision</b>	<b>Permit Decision Number</b>	<b>Number Of Days to Issue Decision*</b>
Mirant Sugar Creek, LLC (Southern Energy Co.)	Vigo	12/13/01	Approved	7/24/02	167-15295-00123	172
Tenaska Indiana Partners, LP	Pike	10/3/02	Approved	11/12/02	125-12760-00039	249
Monaco Coach Corporation	Elkhart	5/9/02	Approved	12/11/02	039-15620-00017	96
SDI - Iron Dynamics, Inc.	DeKalb	5/2/02	Approved	12/18/02	033-15955-00076	213
PSEG Lawrenceburgh Energy Company, Inc.	Dearborn	7/19/02	Approved	12/23/02	029-16235-00033	83
Master Brand Cabinets, Inc. Plant 4/22	DuBois	2/9/01	Approved	2/3/03	037-13893-00051	161
Duke Energy Vermillion, LLC	Vermillion	4/9/02	Approved	3/13/03	165-15845-00022	109
Cooper Tire & Rubber Company, Eng. Prod. Div	KeKalb	7/26/02	Approved	4/8/03	033-15942-00013	127
Mirant Sugar Creek	Vigo	1/10/03	Approved	4/23/03	167-17117-00123	26
University of Notre Dame	St. Joseph	7/8/02	Approved	4/30/03	141-15828-00013	92
Whiting Clean Energy, Inc.	Lake	6/7/02	Approved	5/2/03	089-15716-00449	247
Beta Steel Corp.	Porter	4/2/98	Approved	5/30/03	127-9642-00036	154
Toyota Motor Manufacturing, Indiana, Inc.	Gibson	11/18/02	Approved	6/27/03	051-16470-0007	103

\* The "Median Number of Days to Issue Final Decisions" on Federal PSD (Prevention of Significant Deterioration) Level Review of New Air Construction Permits and Significant Title V Source Modifications issued during the past 12 months was 127 days. Instances when the elapsed time between the receipt of an application and the issuance of a decision do not match the "Number of Days to Issue Decision" are the result of time clock stoppages to allow the applicant to provide additional information as required by IDEM.

# Office of Air Quality

## Significant Modifications to Title V Operating Permits

### Number of Days to Issue Significant Permit Modifications



Applications	Jul '02	Aug	Sept	Oct	Nov	Dec	Jan '03	Feb	Mar	Apr	May	June	Totals
Median # of Days to Issue	141	95	103	92	116	125	115	130	100	92	106	122	
#Late Permit Modifications	0	0	0	0	0	0	0	0	0	0	0	0	0
Actual # Modifications Issued	4	4	1	7	8	6	9	2	11	9	7	2	70
Total Applications Received	7	5	10	8	7	12	7	7	6	7	2	5	83
Total Decisions	4	13	1	8	9	6	9	2	12	10	8	2	84
Total Applications Pending	45	37	46	46	44	50	48	53	47	44	38	41	

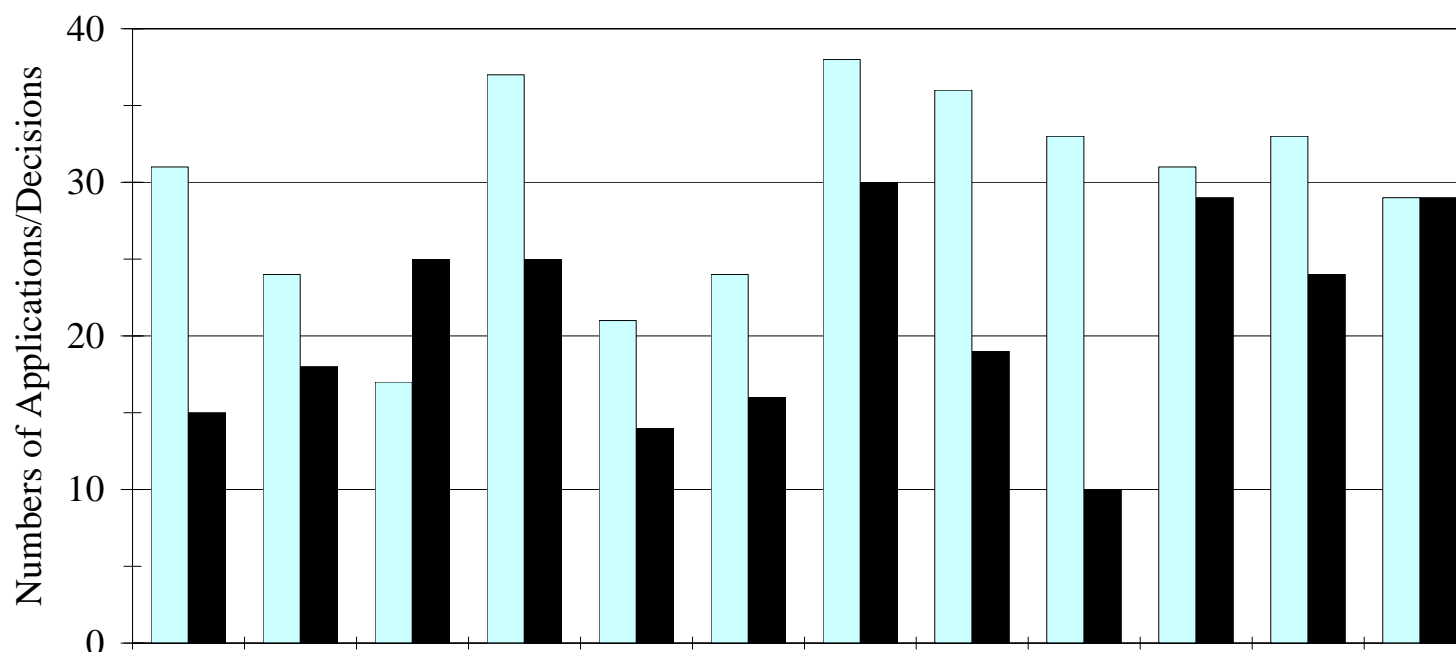
\* There is no statutory deadline for the approval of Title V significant permit modifications; instead 326 IAC 2-7-12(d)(2) states that IDEM shall complete review of the majority of significant permit modifications within nine (9) months after receipt of a complete application. Approvals for modifications to existing sources with Title V permits is a two step process: source modification approval and permit modification approval. Pre-construction approvals for modifications to "sources" are tracked on page 9 (or page 10 if a federal level review is required).

Note: This chart tracks approvals for modifications to the actual Title V permits of those sources which did not opt to have any required permit modifications reviewed simultaneously with pre-construction source modification approvals which would have instead allowed their permit to be subsequently modified by way of an administrative permit amendment. The top three (3) rows of the table report the actual number of modifications issued monthly, and the median number of days to issue, while the bottom three (3) rows report the total number of modification applications received, decisions issued (including applications withdrawn, canceled, combined, or denied) and applications pending.

# Office of Water Quality

## National Pollutant Discharge Elimination System (NPDES)

### Permit Renewals Pending



Applications	July '02	Aug	Sep	Oct	Nov	Dec	Jan '03	Feb	Mar	Apr	May	Jun	Totals
Received	31	24	17	37	21	24	38	36	33	31	33	29	354
Final Decisions	15	18	25	25	14	16	30	19	10	29	24	29	254
Pending*	167	173	165	177	184	192	200	217	240	242	251	251	

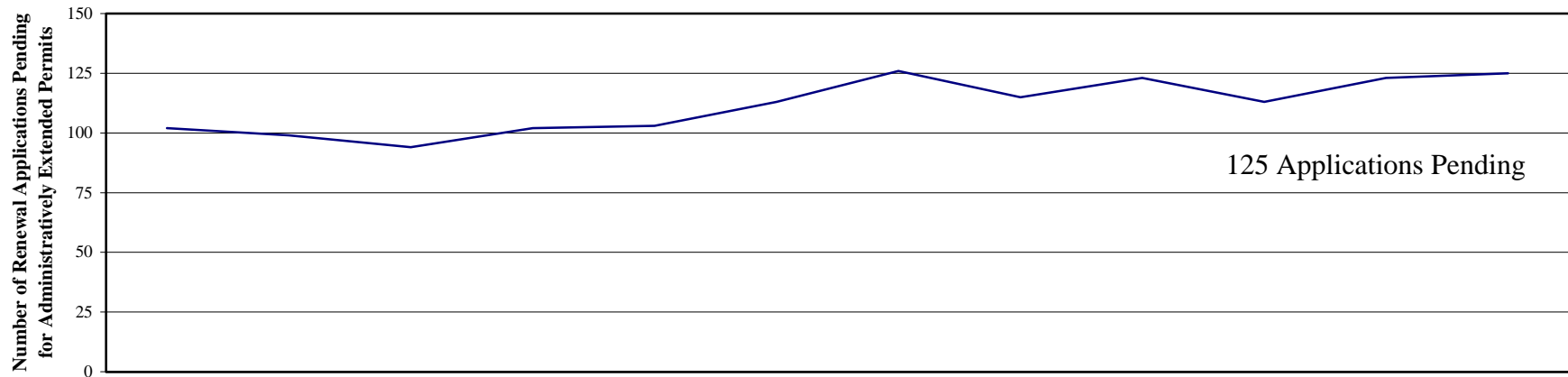
NPDES Permits, which are issued to all municipal and industrial facilities discharging wastewater into the "waters of the state", expire after five years. Waters of the state means such accumulations of water, surface and underground, natural and artificial (manmade reservoirs or channels), public and private, or parts thereof, which are wholly or partially within, which flow through, or which border upon the state of Indiana. This chart tracks three types of general and individual NPDES permit applications: 1) permits which are still effective and for which a renewal application already has been received; 2) permits for which the renewal application was received after the permit expired; and 3) permits which have been administratively extended because the renewal application was received prior to the permit becoming expired.

\*The data provided for applications pending represents a "snapshot" of the number of permit applications pending at the end of the given month.

# Office of Water Quality

## National Pollution Discharge Elimination System (NPDES) Permit Renewal

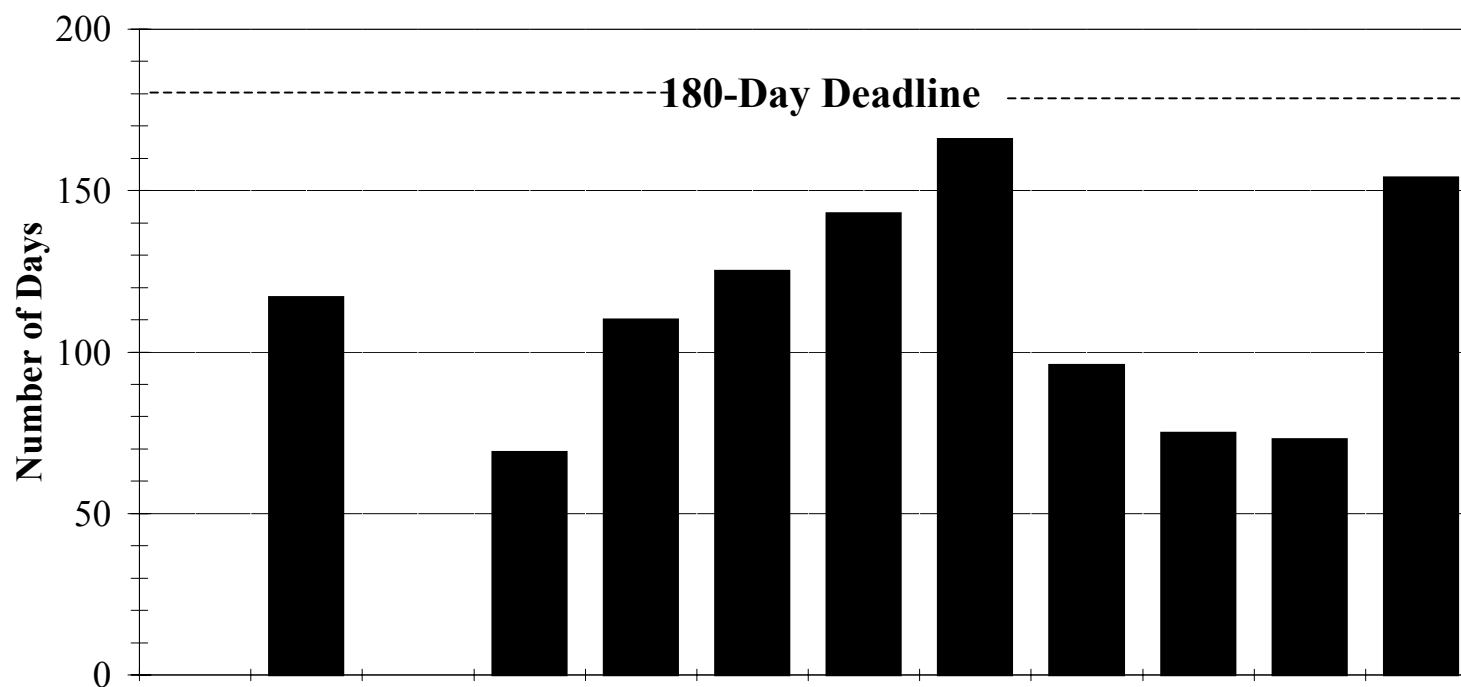
### Renewal Applications Pending for Administratively Extended (Admin Ext) Permits



	Jul	Aug	Sept	Oct	Nov	Dec	Jan '03	Feb	Mar	Apr	May	June	Totals
Admin Ext Permits Issued Each Month	2	4	3	7	2	4	7	6	4	13	12	16	80
Backlog: Renewal Applications Pending for Admin Ext Permits (Not Yet Public Noticed)	102	99	94	102	103	113	126	115	123	113	123	125	
Monthly Total # of Still "Active" Permits With Applications Already On File	83	95	112	119	114	111	110	132	133	143	121	126	
Admin Ext Permits Public Noticed Each Month	9	8	6	5	10	8	6	19	11	4	17	5	
Monthly Total # of Draft Permits Which Have Been Public Noticed One or More Times	45	46	45	48	46	53	46	53	56	58	67	53	

Note: The term "backlog" of NPDES permit applications includes only those permits which have been administratively extended after a renewal application was submitted in a timely manner (prior to the expiration of the permit), but for which a draft permit has not yet been placed on public notice. The NPDES backlog (shown on the chart and on line 2 [the second line] of the table) has been reduced from approximately 673 in January 1998, to the number currently displayed on the chart. Renewal applications are due 180 days prior to the expiration of the permit. Thus, a number of applications already are on file with the Office of Water Quality for permits which are still "active" and therefore not yet considered part of the backlog (see line 3). Once a draft permit has been placed on public notice, it no longer is considered as "backlogged" because final issuance can be delayed by the applicant or other interested parties. Line 4 shows the number of permits on public notice each month. Line 5 (at the bottom of the table) shows the total number of administratively extended draft permits which have been public noticed, but have not yet been issued. This chart is a subset of the "Permit Renewals Pending" chart on the previous page.

**Office of Water Quality**  
**New National Pollutant Discharge Elimination System (NPDES) Permits**  
**Median Number of Days to Issue Final Decisions**  
**(Minor Individual)**

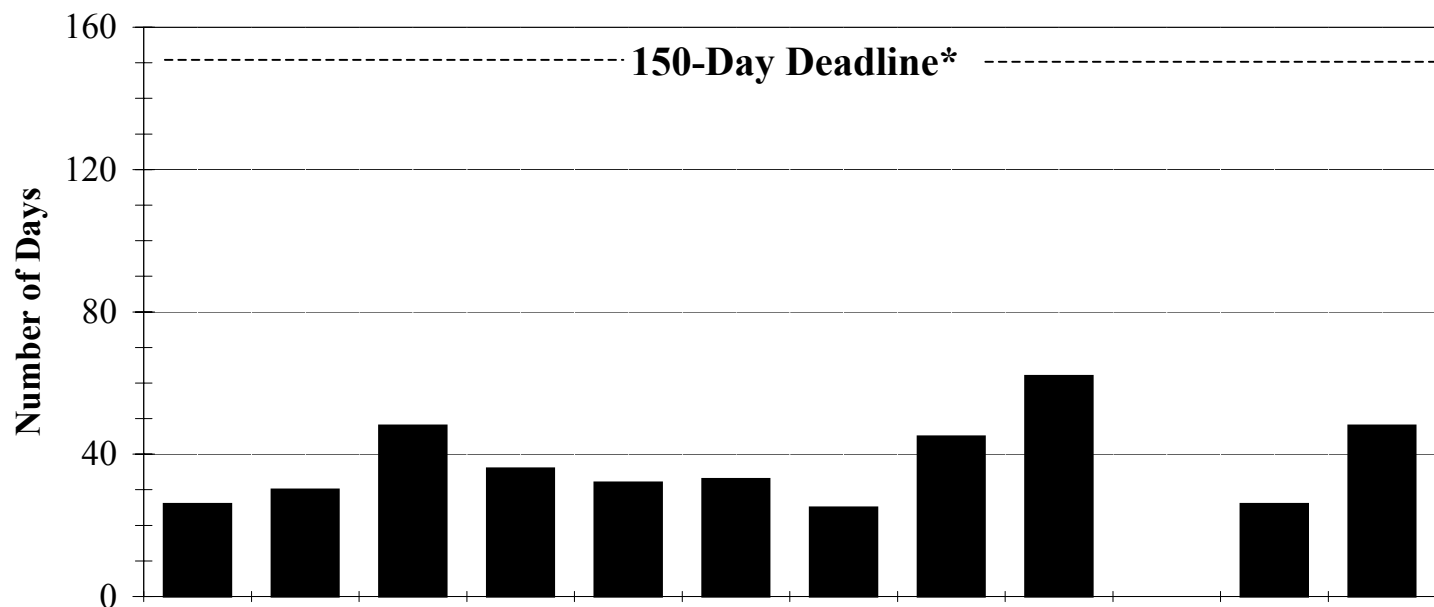


Applications	July '02	Aug	Sep	Oct	Nov	Dec	Jan '03	Feb	Mar	Apr	May	Jun	Totals
Median # of Days to Issue	0	117	N/A	69	110	125	143	166	96	75	73	154	
#Final Decisions Past Deadline	0	0	0	0	0	0	0	0	0	0	0	0	0
#Applications Received	3	6	2	0	0	3	4	2	2	2	2	2	28
#Final Decisions	0	2	0	1	4	3	3	1	1	1	1	3	20
Applications Pending*	50	54	56	55	51	51	52	53	54	55	56	55	

Minor Individual NPDES permits are issued to facilities discharging less than one million gallons per day, and which are not eligible for a general permit-by-rule.

\*The data provided for applications pending represents a "snapshot" of the number of permit applications pending at the end of the given month.

**Office of Water Quality**  
**New National Pollutant Discharge Elimination System (NPDES) Permits**  
**Median Number of Days to Issue Final Decisions**  
**(Minor General)**



Applications	July	Aug	Sep	Oct	Nov	Dec	Jan '03	Feb	Mar	Apr	May	Jun	Totals
Median # of Days to Issue	26	30	48	36	32	33	25	45	62	N/A	26	48	0
#Final Decisions Past Deadline	0	0	0	0	0	0	0	0	0	0	0	0	0
#Applications Received	3	2	1	3	0	2	0	2	1	8	4	7	33
#Final Decisions	2	1	4	3	2	3	3	1	3	0	5	8	35
Applications Pending**	20	21	18	18	16	15	12	13	11	19	18	17	

Minor General NPDES Permits are for specific types of discharges of less than 1 million gallons, including non-contact cooling water, discharges from coal mines, sand, gravel, and stone quarries, and from petroleum products terminals, petroleum-related groundwater remediation activities, or hydrostatic testing of commercial pipelines.

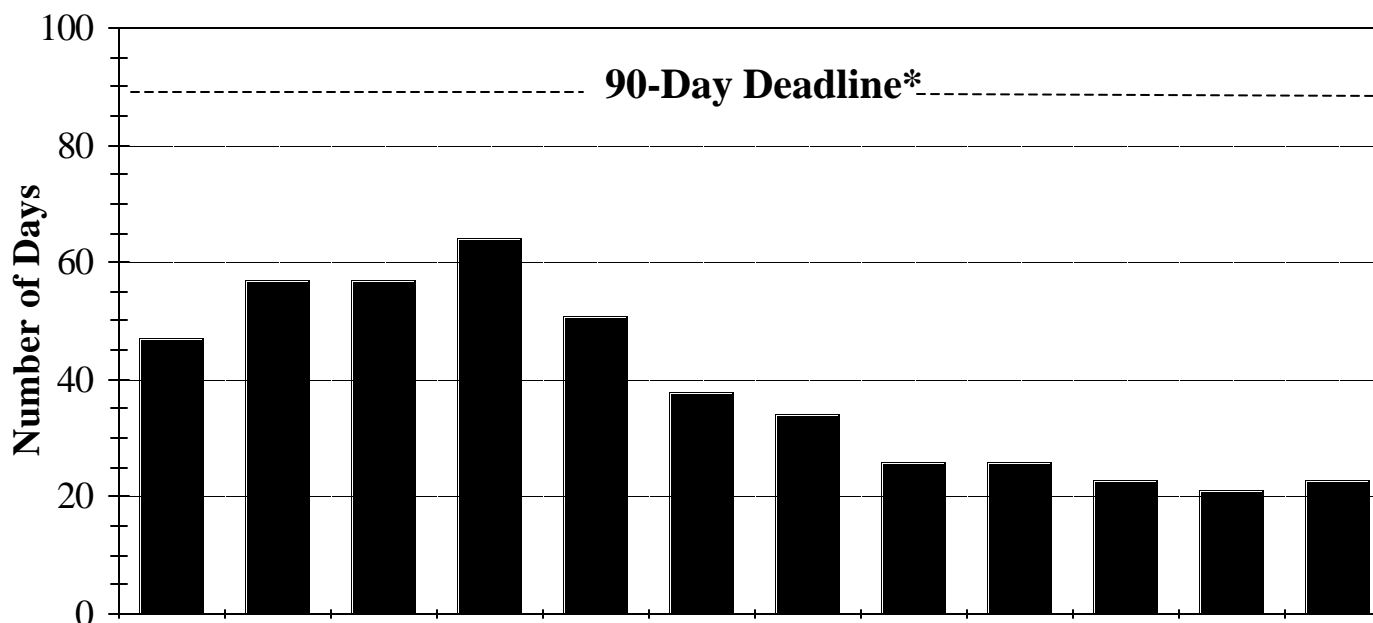
\*HEA 1919, which became effective July 1, 1999, reduced the allowable time frame for IDEM review of NPDES general permit applications from 180 days to 150 days.

\*\*The data provided for applications pending represents a "snapshot" of the number of permit applications pending at the end of the given month.

# Office of Water Quality

## Wastewater Facility Construction Permits

### Median Number of Days to Issue Final Decisions



Applications	July '02	Aug	Sep	Oct	Nov	Dec	Jan '03	Feb	Mar	Apr	May	Jun	Totals
Median # of Days to Issue	47	57	57	64	51	38	34	26	26	23	21	23	
#Final Decisions Past Deadline	0	0	0	0	0	0	0	0	0	0	0	0	0
#Applications Received	110	83	79	71	55	51	60	68	74	91	72	88	902
#Final Decisions	70	86	47	88	135	55	89	53	92	83	65	86	949
Applications Pending**	189	186	218	201	121	117	88	103	85	93	100	102	

Under 327 IAC 3-2.1-3, sanitary sewer extensions do not require a permit from IDEM if the plans are prepared by a professional engineer, submitted to and reviewed by a local publicly-owned sewer authority, and meet all state water pollution control rules and if the local authority then notifies IDEM. Similarly, under 327 IAC 3-2-4 (11-13), repairs, replacements, modifications, or additions of equipment for an existing municipal or industrial water pollution treatment/control facility do not require a permit if they are not made to treat a new influents, or if there is no increase in the capacity of the facility. These rules became effective June 17, 1999, and their subsequent impact is reflected in the decreasing numbers of applications pending.

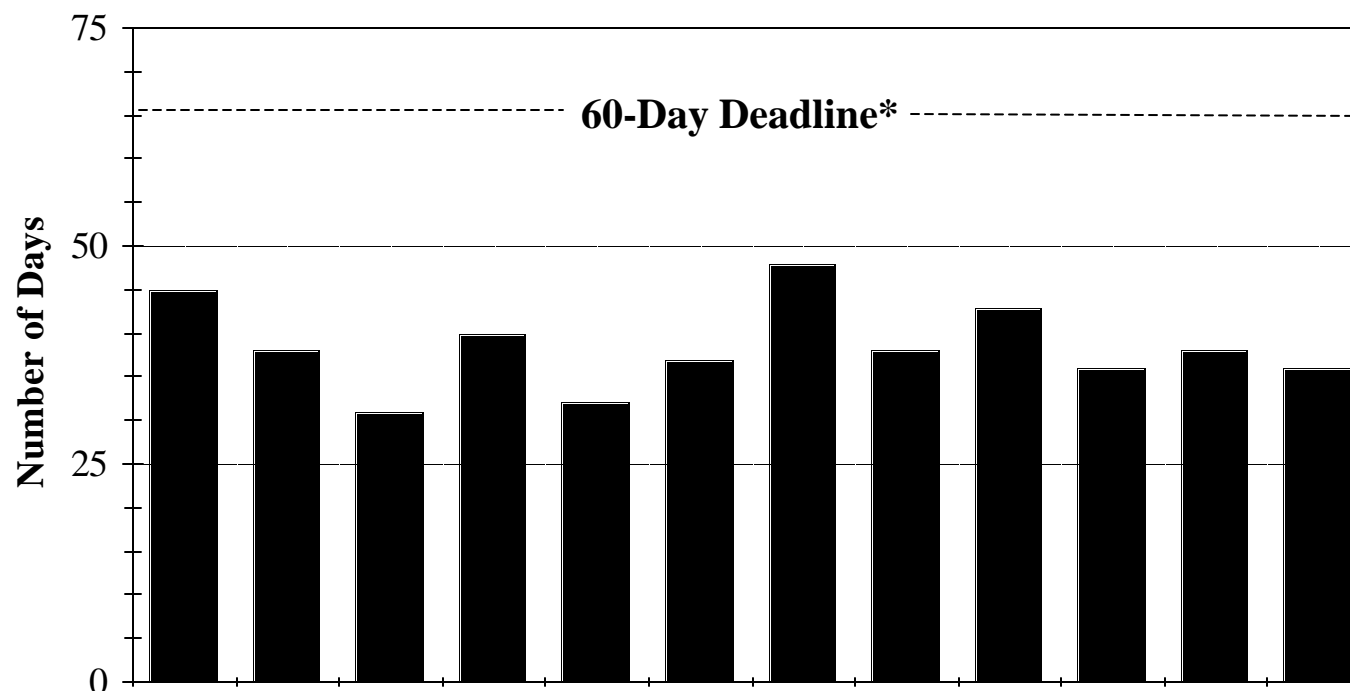
\* HEA 1919, effective July 1, 1999, reduced the allowable time frame for IDEM review of wastewater construction permit applications from 120 days to 90 days.

\*\*The data provided for applications pending represents a "snapshot" of the number of permit applications pending at the end of the given month.

# Office of Water Quality

## Drinking Water Construction Permits

### Median Number of Days to Issue Final Decisions



Applications	July '02	Aug	Sep	Oct	Nov	Dec	Jan '03	Feb	Mar	Apr	May	Jun	Totals
Median # of Days to Issue	45	38	31	40	32	37 ***	48	38	43	36	38	36	
#Final Decisions Past Deadlin	0	0	0	0	0	0	0	0	0	0	0	0	
#Applications Received	20	27	20	21	16	27	14	18	27	27	32	27	276
#Final Decisions	21	24	22	20	19	16 ***	21	18 ***	19 ***	21 ***	39	27	267
Applications Pending**	35	38	36	37	34	11	4	4	12	18	11	11	

\* IC 13-15-4-1 (as amended by HEA 1919, effective July 1, 1999) required the time frame for permitting decisions on applications for Drinking Water Facility Construction Permits to be reduced from 120 days to 90 days. In addition, state rule 327 IAC 8-3-5.5 limits permit review of all Drinking Construction Permit applications -- except those for water treatment plants -- to 60 days, the decisions deadline depicted on this chart.

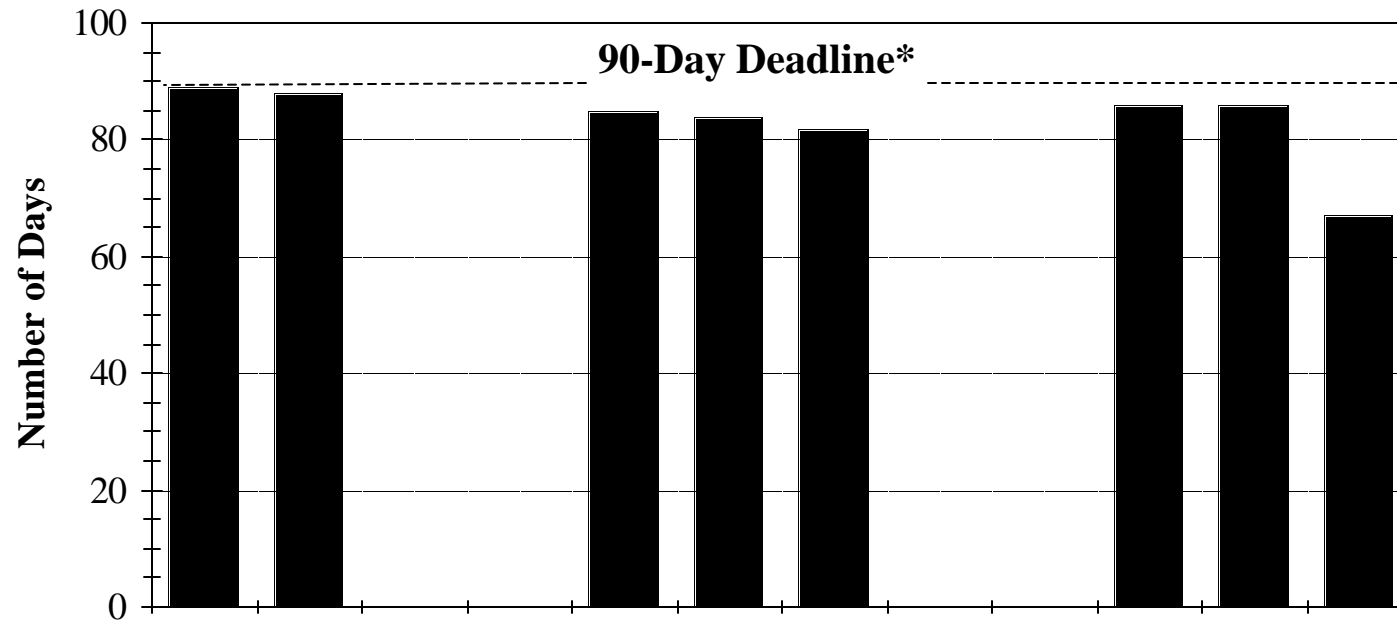
\*\*The data provided for applications pending represents a "snapshot" of the number of permit applications pending at the end of the given month.

\*\*\* Values adjusted due to late entry into database.

# Office of Land Quality

## Solid Waste Minor Permit Modifications

### Median Number of Days to Issue Final Decisions



Applications	July '02	Aug	Sep	Oct	Nov	Dec	Jan '03	Feb	Mar	Apr	May	Jun	Totals
Median # of Days to Issue	89	88	N/A	N/A	85	84	82	N/A	N/A	86	86	67	
#Final Decisions Past Deadline	0	0	0	0	0	0	0	0	0	0	0	0	0
#Applications Received	2	1	2	0	0	1	2	1	1	4	0	2	16
#Final Decisions	3	1	0	0	1	3	1	0	0	2	3	1	15
Pending Applications**	3	3	5	5	4	2	3	4	5	7	5	6	

Note: A Minor Permit Modification of a solid waste land disposal facility is a change that does not increase the facility's capacity by the lesser of 10% or 500,000 cubic yards, or change the boundary by more than one acre.

\* As provided in IC 13-15-4-2, thirty (30) additional days are allowed for solid waste minor permit modifications and certain other IDEM-issued permits issuances, whenever a public hearing is conducted. In accordance with this statute, 30 days are automatically subtracted from the total number of days for permit issuance for permits subjected to a public hearing in cases where the permit is consequently issued in excess of the 90-day deadline applicable to permits not subject to a public hearing.

\*\*The data provided for applications pending represents a "snapshot" of the number of permit applications pending at the end of the given month.

**Office of Land Quality**  
**Solid Waste Landfills and Processing Facilities**  
**New Facility Permits and Major Permit Modifications**  
**Number of Days to Issue Final Decision**

July 1, 2002 - June 30, 2003

**Decisions Issued on New Landfill Facility Applications or Major Modifications of Landfills**

<b>Site Name</b>	<b>County</b>	<b>Application Type</b>	<b>Date Application Received</b>	<b>Decision</b>	<b>Date of Decision</b>	<b>Review Deadline (in days)</b>	<b># of Days to Issue Decision</b>
New Paris Pike Landfill	Wayne	Mod - A	5/2/01	Approved	12/20/02	365	326
Scepter RWS I	Knox	Mod - A	2/22/01	Approved	1/14/03	365	365
Wabash Valley Landfill	Wabash	Mod - A	12/3/01	Approved	5/15/03	365	288

\* The "Median number of days to Issue Final Decisions" on new landfill facilities or major modifications of landfills during the past 12 months was 326 days.

**Decisions Issued on New Processing Facility Applications**

<b>Site Name</b>	<b>County</b>	<b>Application Type</b>	<b>Date Application Received</b>	<b>Decision</b>	<b>Date of Decision</b>	<b>Review Deadline (in days)</b>	<b># of Days to Issue Decision**</b>
Richmond Transfer Station	Wayne	Mod - A	6/28/01	Approved	6/18/02	180	177
Landrum C/O Processing Facility	Marion	C/O	3/6/02	Approved	9/20/02	180	169
Allison Transfer Systems	Madison	Mod - A	5/31/02	Approved	9/24/02	180	117
Illiana Transfer #3	Lake	Mod - A	11/12/02	Approved	6/12/03	180	150

\*\* The "Median number of days to Issue Final Decisions" on new processing facilities during the past 12 months was 153 days.

**Legend:**

**C/O** = Construction and Operation Permit  
**C/D** = Construction and Demolition Debris Landfill  
**Mod - A** = Modification to Increase Landfill Area  
**Mod - H** = Modification to Increase Landfill Height

**Office of Land Quality**  
**Hazardous Waste Treatment, Storage and Disposal Facilities**  
**Class 2 and Class 3 Permit Modifications**  
**Number of Days to Issue Final Decision**  
**July 1, 2002 - June 30, 2003**

**Decisions Issued on Applications for Class 2 Modification**

<b>Site Name</b>	<b>County</b>	<b>Date Application Received</b>	<b>Decision</b>	<b>Date of Decision</b>	<b>Review Deadline (in days)</b>	<b># of Days to Issue Decision</b>
HES (INR 02-3)	Putnam	2/6/02	Approved	12/16/02	120	120
HES (INR 02-4)	Putnam	5/9/02	Approved	9/16/02	120	62
HES (IN02-3)	Marion	7/30/02	Approved	1/2/03	120	118
Chemical Waste Mgmt.	Allen	3/3/03	Approved	5/12/03	120	99

*\*\* The "Median number of days to Issue Final Decisions" on Class 2 Permit Modifications during the past 12 months was 100 days.*

Class 2 Modifications apply to changes to the permit which are necessary to enable the permittee to respond, in a timely manner, to

- 1) Common variations in the types and quantities of wastes managed under the facility's permit;
- 2) Technology advancements, and
- 3) Changes necessary to comply with new regulations.

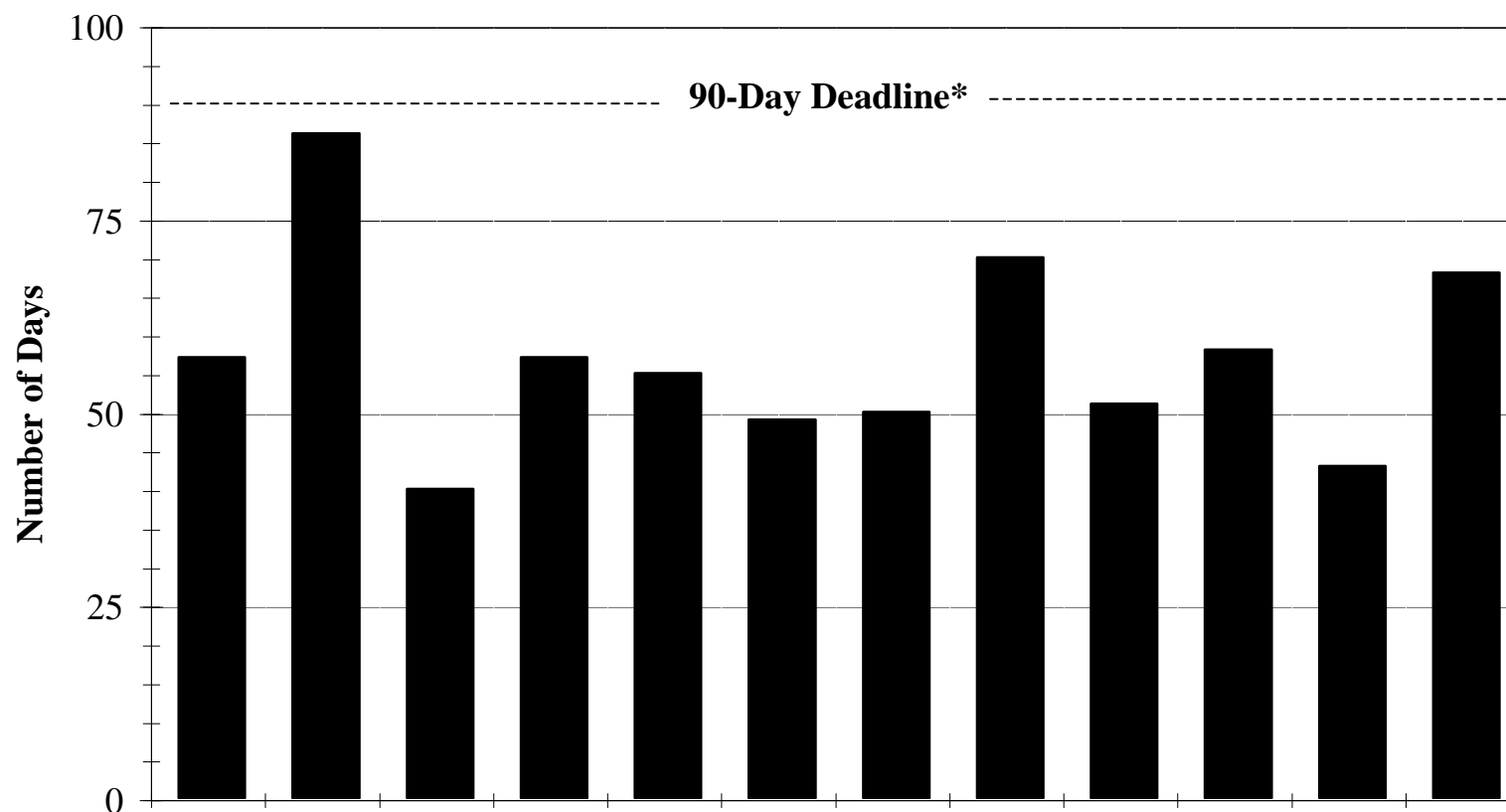
**Decisions Issued on Applications for Class 3 Modification**

<b>Site Name</b>	<b>County</b>	<b>Date Application Received</b>	<b>Decision</b>	<b>Date of Decision</b>	<b>Review Deadline (in days)</b>	<b># of Days to Issue Decision</b>
Newport Chemical Depot (Corr., Action)	Vermillion	4/9/02	Approved	2/5/03	270	237

Class 3 Modifications substantially alter the facility or its operation. Applications for modifications to landfills must be processed in 365 days, while applications for modifications to storage, treatment or incinerator facilities must be processed 270 days.

# Office of Land Quality

## Confined Feeding Operation Approvals



Applications	Jul '02	Aug	Sep	Oct	Nov	Dec	Jan '03	Feb	Mar	Apr	May	Jun	Totals
Median # of Days to Issue	57	86	40	57	55	49	50	70	51	58	43	68	0
# Final Decisions Past Deadline	0	0	0	0	0	0	0	0	0	0	0	0	0
# Applications Received	13**	7 **	6 **	9 **	6 **	6 **	4 **	12**	5 **	12**	5 **	8	85
# Final Decisions	16	7	6	12	6	7	7	4	7	5	6	12	83
Applications Pending***	57**	54**	51**	49**	49**	49**	46**	53**	53**	61**	61**	58	

\* State law IC 13-18-10-2.1 requires that applications be reviewed and processed within 90 days of receipt of a complete application.

\*\* These numbers have been amended to account for permitting data logged in after the initial report was released.

\*\*\* The data provided for applications pending represents a "snapshot" of the number of permit applications pending at the end of the given month.



# News

[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
October 22, 2002

Contact: Bonnie Nash  
317-232-8596  
[bnash@dem.state.IN.us](mailto:bnash@dem.state.IN.us)

## **IDEM to help dozens of Indiana Communities Turn Trash to Treasure with \$333,000 in Recycling Grants**

Look in just about any Hoosier's home and you will find treasures hidden among what may seem at first glance to be items for the trash can - old newspapers; plastic soda, detergent and shampoo bottles; glass jars. Look outside the home at this time of year and you will find mountains of leaves.

And turning this would-be trash into treasure is about to get easier in dozens of Indiana counties thanks to \$333,000 worth of recycling grants issued by the Indiana Department of Environmental Management.

Ten counties, five solid waste management districts, one not-for-profit organization and one college will use the grants to reduce, reuse and recycle items that would otherwise be headed for a landfill or incinerator.

"These grants represent an investment in Indiana's environment," said Lori F. Kaplan, IDEM commissioner. "The communities who have earned the grants are already doing great things to reduce waste and to encourage citizens to get involved in reducing, reusing and recycling. This money will help them expand those efforts."

Since 1991, IDEM has invested more than \$20 million in more than 1,000 solid waste reduction initiatives throughout the state using the Solid Waste Management Fund, which is replenished by a surcharge of 50 cents per ton of garbage dumped at Indiana landfills. IDEM and the Indiana Department of Commerce share equally in the surcharge revenue. Schools, not-for-profit organizations, counties, cities, towns and solid waste management districts are eligible to receive funding.

The following programs earned Indiana Recycling Grants grant from IDEM:

### ***School Programs:***

**St. Joseph's College (Jasper County):** Awarded a traditional organics grant of \$33,300 to purchase a wood chipper and truck for a comprehensive composting program.

### ***City, Towns, and Counties:***

**City of Hartford City (Blackford County):** Awarded a traditional organics grant of \$26,675 for a leaf vacuum and truck to continue a yard waste-composting and white goods recycling program.

**Benton County Recycling Center (Benton County):** Awarded a traditional recycling grant of \$9,100 to purchase a glass grinder for glass processing.

**City of Rising Sun (Dearborn County):** Awarded a traditional organics grant of \$12,475 to purchase a leaf vacuum to continue the reduction in waste volume going to the landfill.

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**Wabash County Highway Department (Wabash County):** Awarded a traditional organics grant of \$11,500 to purchase a wood chipper to support the city's brush and yard waste composting program.

**Town of Griffith (Lake County):** Awarded a traditional organics grant of \$16,000 for a leaf vacuum to support the town's leaf collection and composting program.

**City of Brazil (Clay County):** Awarded a traditional organics grant of \$14,000 for a leaf vacuum to support the city's leaf collection and composting program.

**City of Hammond (Lake County):** Awarded a traditional recycling grant of \$15,245 for a truck scale to improve the operational efficiency of Hammond's recycling program. The scale will also be available for use by other communities or recyclers.

**Tell City Electric Department (Perry County):** Awarded a traditional organics grant of \$13,000 for a wood chipper to support the city's brush and yard waste composting program.

**City of Washington (Daviess County):** Awarded a traditional recycling grant of \$8,303 for a baler and a trailer to transport glass to enhance the efficiency of the city's recycling program.

**White County Recycling Center (White County):** Awarded a traditional recycling grant of \$5,500 for a recycling trailer to support the City of Monticello's recycling program.

***Not-for-profits:***

**Hamilton County Senior Services (Hamilton County):** Awarded a traditional recycling grant of \$28,678 for a baler and forklift to support a recycling drop-off program serving the Carmel-Clay population.

***Solid Waste Management Districts (SWMD):***

**Greene County SWMD:** Awarded a regional education grant of \$69,800 for a two-year campaign to promote recycling. Twenty-five solid waste management districts will cooperatively develop and implement an education campaign to promote recycling by eliminating illegal open burning. The campaign will also raise awareness of the dangerous health consequences associated with the burning of trash.

**Bartholomew County SWMD:** Awarded a traditional recycling grant of \$5,000 to purchase recycling collection containers to support the district's cardboard/office paper collection program.

**Monroe County SWMD:** Awarded a traditional recycling grant of \$9,488 for a compactor and two roll-off boxes to support the district's cardboard recycling program.

**Southeastern Indiana SWMD:** Awarded a traditional recycling grant of \$40,545 for two recycling trucks to support the district's curbside collection program and special collection events.

**Floyd County SWMD:** Awarded a traditional recycling grant of \$14,250 for a truck and two trailers to continue the district's mobile site collection program.

## **IDEM –DNR News**

News reporter contacts:

Keri McGrath, 317/232-8512 (office) 317/343-0009 (pager)

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### **White River fish restocking nearly complete; 40,000 more fish to be released into waterway tomorrow**

State biologists and volunteer assistants will release about 40,000 fish into the White River **tomorrow** at sites from Anderson to Indianapolis, which will nearly complete the stocking program for the river.

“Nearly 900,000 fish have been stocked in the river during the past three years,” said Bill James, chief of fisheries for the Department of Natural Resources (DNR.) “Fish are healthy, they are growing and reproducing. Now it’s time to let the river to do its job of growing the fishery

Using more than \$22,000 from the White River Restoration Fund, Thursday’s stockings will include 13,000 largemouth bass, 24,000 channel catfish and 233 flathead catfish that were purchased from a private hatchery. The fish will be released at more than a dozen locations. An additional 9,000 channel catfish will be stocked in Indianapolis between Broad Ripple and Lake Indy next week.

The White River fish stocking program was designed to help speed the recovery of the river’s fishery following a major fish kill in December 1999. A variety of sport fish species have been stocked in the river including bass, bluegill, catfish, crappie and sauger. Also, three species that were no longer found in the river (freshwater drum, shorthead redhorse and bigmouth buffalo) have been stocked to help rebuild a diverse fish population.

Although fish stocking is nearing completion, the DNR will continue to monitor the progress of the fishery and utilize small stockings as is needed, James said. Three Natural Resource Trustees representing the Indiana Department of Environmental Management (IDEM) the DNR and the U.S. Fish and Wildlife Service are focused on the next phase of the river’s restoration—protecting water quality, providing more habitat for wildlife and increasing access to the river for recreation.

“With the help of a 10-member citizens advisory council, the trustees have committed \$966,000 to projects including fish restocking and monitoring, riverside land acquisition, an erosion analysis, promotion of catch and release fishing, and in-stream cleanup projects,” said Beth Admire, IDEM attorney and Natural Resource Trustee.

The key component of this program is the purchase of conservation easements along the river corridor. The tree-and vegetation-lined easements will help protect the river from erosion and contaminants that fill the stream, muddy the water and damage the aquatic ecosystem.

The restocking program began in the spring of 2000 using fish provided by the DNR and fish purchased through private donations to White River Rescue 2000, a small not-for-profit group that raised money to purchase fish for the restocking program.

Guide Corporation of Anderson pleaded guilty to seven counts of criminal negligence related to discharging pollutants into the river and agreed to pay a settlement of \$13 million in penalties and fines, which includes \$6 million for river restoration. Nearly \$40,000 in restoration funds was used to purchase fish in 2002.

**For more information about the White River Restoration program:**

[www.state.in.us/ide/macs/factsheets/whiteriver/](http://www.state.in.us/ide/macs/factsheets/whiteriver/)

**For more information about fish stocking:** [www.IN.gov/dnr/public/whiteriv.htm](http://www.IN.gov/dnr/public/whiteriv.htm)



[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
November 4, 2002

**Contact:** Keri S. McGrath  
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## IDEM Announces 5-Star Metal Finishers

Four Hoosier metal finishers, including two in the Fort Wayne area, have earned recognition for environmental stewardship through The Indiana Department of Environmental Management's 5-Star Environmental Recognition Program for Metal Finishers.

IDEM will announce its second round of 5-Star award recipients during the Strategic Goals Program meeting at the Purdue Extension office in Danville on November 7. Awards will be presented at 1 p.m. by Marc Hancock, IDEM branch chief for the Office of Voluntary Compliance.

Indiana is home to about 125 metal finishers. Metal finishing encompasses several different types of industries, all of which work with hazardous substances used to treat, clean and coat metallic surfaces during processing. The finished product is found in objects ranging from heavy machinery to household kitchen appliances.

The 5-Star program is voluntary and encourages metal finishers to address environmental issues such as reducing the amounts of water and energy used in production while increasing the utilization of metals, reducing wastes and hazardous emissions and limiting human exposure to toxic materials.

Stars are earned based on specific criteria that demonstrate a facility is committed to environmental excellence in their business practices. Metal finishers can earn one to five stars, with five stars being the highest level of achievement possible through the program. Awards remain in effect for one year, after which participants must reapply.

*Congratulations to this 5-star facility:*

**Metal Plate Polishing**  
2413 Meyer Rd.  
Fort Wayne, IN, 46803

*Congratulations to these 3-star facilities:*

**Electro-Spec Inc.**  
699 Earlywood Dr.  
Franklin, IN, 46131

**H.H. Sumco Inc.**  
1351 S. Girls School Rd.  
Indianapolis, IN, 46231

*Congratulations to this 2-star facility:*

**C&R Plating Corp.**

302 Factory Ave.

Columbia City, IN 46725

**Equal Opportunity Employer**

*Please Recycle*



**For Immediate Release:** November 8, 2002

**Contacts:**

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## ***Four abandoned North Side gas stations get new chance at economic life thanks to federal grant***

State and city officials will use a \$100,000 pilot grant from the U.S. Environmental Protection Agency to help clean up four abandoned Indianapolis gas stations so developers can build new businesses on those sites.

The former gas stations, at 2453 and 2501 North Delaware Street and 2866 and 2902 North Capitol Avenue, are in the heart of areas undergoing dramatic revitalization efforts. Cleaning up these properties -- considered brownfields because they are underused and have real or perceived environmental contamination -- will make them much more attractive for new uses, said Lori F. Kaplan, Commissioner of the Indiana Department of Environmental Management.

IDEM partnered with the City of Indianapolis to apply for the EPA grant.

"We're excited to be teaming up with the city to help clean up properties that would otherwise sit idle in the midst of great redevelopment," Kaplan said. "We're very grateful to the EPA for seeing the merits of these projects and providing the dollars needed to make them happen."

The North Delaware gas station work will be a part of a project to redevelop Fall Creek Place, an effort spearheaded by Indianapolis, King Park Area Development Corporation and the Historic Landmarks Foundation of Indiana. The project is funded with a \$4 million grant from the U.S. Department of Housing and Urban Development (HUD). A \$300,000 transportation enhancement grant from the Indiana Department of Transportation (INDOT) is helping refurbish the Joseph Summers Bridge, also in the Fall Creek neighborhood.

The North Capitol gas station work is also part of an on-going effort by the city, Near North Development Corporation, The Children's Museum and neighborhood groups to upgrade the 29<sup>th</sup> and 30<sup>th</sup> Street corridor. Along with the EPA funding, the city recently received an \$805,000 transportation enhancement grant from INDOT for infrastructure improvements along 29<sup>th</sup> and 30<sup>th</sup> Streets.

"These grants support the continuing rebirth of the city's near northside," Mayor Bart Peterson said. "Cleaning up these blighted, environmentally challenged sites will make way for

development that will benefit the residents of Fall Creek Place and the surrounding

IDEM will oversee the distribution of the EPA grant, which was awarded under a program aimed at addressing petroleum contamination from federally-regulated leaking underground storage tanks (USTs) at brownfields.

Other organizations involved in securing the EPA grant include Local Initiatives Support Corporation (LISC), Indianapolis Coalition of Neighborhood Development, the Indiana Interagency Brownfields Task Force and the Indiana Development Finance Authority (IDFA).

Over the last two years, the City of Indianapolis has invested nearly \$1 million in brownfields redevelopment. More than \$300,000 of that funding, which is mostly financed through federal grants, has supported brownfields remediation efforts in and near Fall Creek Place and the 29<sup>th</sup> and 30<sup>th</sup> Street corridor. Other city initiatives to support brownfields redevelopment include:

- 🌐 *Indianapolis Brownfields Redevelopment Toolbox* – In June, the city completed the first-ever update of the brownfields redevelopment toolbox, a resource that provides lists of brownfields revitalization funding sources and explains the redevelopment process.
- 🌐 *Brownfields grant program* – In April, the Mayor and members of LISC launched a \$300,000 grant program and loan program to aid community organizations in financing the redevelopment of brownfields sites.
- 🌐 *Brownfields catalog* – The city is in the process of developing a brownfields catalog which will describe brownfields sites in Indianapolis and rank them according to redevelopment potential.

Among the state-funded brownfields initiatives are the following:

- *IDEM Brownfields Environmental Assessments* – These EPA-funded assessments are conducted by IDEM staff for eligible units of government at no cost.
- *Indiana Brownfields Site Assessment Grants* – IDEM and IDFA work together to provide these grants, which are available to cities, towns and counties. Two grant rounds are held per year, and a maximum of \$50,000 is available per applicant per site per round.
- *Indiana Brownfields Low-Interest Loans* – IDEM and IDFA work together to provide these loans to cities, towns and counties for assessment, remediation and demolition activities. The maximum amount of loan varies.
- *Brownfields Petroleum Remediation Grant Incentive* – IDEM and IDFA work together to provide these grants to cities, towns and counties for petroleum contamination cleanup at brownfields. The maximum amount available is \$250,000 per applicant per site per round.

- *Federal Brownfields Cleanup Revolving Loan* – IDEM, in partnership with IDFA, offers these funds to eligible public and private entities for removal activities under the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA).



# News

[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
November 13, 2002

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## **Reed Wise to serve as IDEM Environmental Justice Coordinator**

Every Hoosier has a voice in environmental issues affecting his or her neighborhood, and the Indiana Department of Environmental Management's Environmental Justice program is one way to ensure those voices are loud enough to be heard.

Through its Environmental Justice program, IDEM helps communities understand information about their environment, IDEM's decision making process, state and federal environmental law and citizen participation. These educational and outreach efforts focus on ensuring that no Hoosier is exposed to environmental hazards based on their race, ethnicity or socioeconomic status.

Leading that effort is Dana Reed Wise, replacing Keith Veal, who resigned his position as IDEM's Environmental Justice Coordinator to take a new position with the City of Indianapolis.

"Our Environmental Justice program is an important part of our mission to make Indiana a cleaner, healthier place to live," said IDEM Commissioner Lori F. Kaplan. "And we are committed to doing so in a way

The development of IDEM's Environmental Justice program was spearheaded in 1999 by Felicia Robinson, Deputy Commissioner for Legal Affairs, Veal and other IDEM staff. Ms. Reed Wise, who will continue in her position as Chief of Staff, said she is eager to work with other state and community leaders in the environmental justice arena. As Chief of Staff, Reed Wise has oversight of IDEM's regional offices and community relations and serves as a liaison to other state agencies, the Governor's office, and IDEM staff.

"Felicia and Keith did a huge amount of work to establish our program and to map out initial areas of focus," Reed Wise said. "This work is essential to the State's commitment to equality in every area of life for all Hoosiers, and it fits perfectly into my involvement with communities throughout the state."

To learn more about IDEM's environmental justice efforts, visit the agency's Web site at [www.in.gov/idem/environmentaljustice](http://www.in.gov/idem/environmentaljustice).



# News

[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
November 13, 2003

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## **IDEM teams with IU, Purdue, to Ensure Pest-Free Learning Environments for Children**

Commissioner Lori F. Kaplan will visit the Monroe County United Ministries childcare **tomorrow** to thank workers there for helping encourage Hoosier childcare facilities to keep harmful pests at bay and get rid – in the safest way possible for children – of those that manage to take up residence.

"Parents may not think about pest management when they choose a child care facility for their children, but it is very important – both for humans and the environment – to focus on ways to keep harmful pests as well as harmful pesticides away from children," Kaplan said. "By taking this plan off the drawing board and putting it into place in the real world, United Ministries have really helped us prove that this plan will work for everyone."

United Ministries was one of four child care facilities and two public schools to host the Integrated Pest Management (IPM) pilot program. The public school participants included the Benton Community School Corporation and the Vigo County School Corporation. The child care pilot program participants included the Bloomington Developmental Learning Center, Elka Child Educational Center (Gary), and Auntie Mame's Child Development Center (Indianapolis).

"We were eager to take part in this pilot because we knew each of the partners involved – IDEM, Purdue and IU – had the children in mind," said Meri Reinhold, Executive Director of MCUM. "They really helped us think it through and put together a process that made sense and worked for us."

The pilot program, funded by a \$100,000 IDEM grant, originally focused on developing an IPM policy for elementary schools. Nearly all of Indiana's elementary schools volunteered to adopt the policy, which was written by the Indiana Pesticide Review Board and approved by the state School Board Association last year. That same policy, adapted for child care facilities, will now be offered throughout the state. Because Indiana does not require an IPM for schools or child care facilities, the plan is offered on a voluntary basis.

This plan provides a clear and simple way to improve children's health throughout Indiana," said Al

Dr. Marc Lame, an Entomologist and Communication Specialist at Indiana University's School of Public Affairs and Environmental Sciences, said: "This grant was a great investment in Indiana's children, and I hope everyone who is entrusted with our children's care will put it into practice."

Kaplan credited cooperation among the Purdue University Department of Entomology, Indiana University and the State Chemist's Office as key to developing and demonstrating the effectiveness of the IPM plan. In addition to IDEM's promotion of the plan, Purdue will encourage Hoosiers to adopt the plan through its Consumer and Family Sciences Department and its statewide County Extension Service.

IPM is designed to achieve long-term, environmentally sound pest suppression in a number of ways including reducing accessible food, water and living space, and sealing up entry routes into buildings. Pesticides are used only when a confirmed pest problem is present and preventative treatment will not work. Before treatment is applied, staff and parents are notified, and the least-hazardous but effective pesticide is used.

For more information about starting an IPM program in your facility, call the IPM Technical Resource Center hotline, toll-free, at 877-668-8476, or reach us on the web at

<http://www.in.gov/idem/kids/integratedpest.html>.



[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
November 15, 2002

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## **IDEM urges Hoosiers to continue the “cycle” on America Recycles Day, 6 young artists get Statehouse show**

The Indiana Department of Environmental Management will celebrate America Recycles Day November 15 by helping Hoosiers in central and northeastern Indiana reuse household items. Six youths from Crown Point, South Bend, Mishawaka and Terre Haute celebrated early by seeing their award-winning, recycling-themed artwork displayed in the Indiana Statehouse.

“Every day, IDEM works to encourage reduction of the waste stream, but America Recycles Day is a day for all Americans to focus on ways to reduce, reuse and recycle,” said IDEM Commissioner Lori F. Kaplan. “This very special day reminds people that the items they recycle are used to make other products, and we must buy those products if we are to keep the ‘cycle’ in recycling.”

At **9:30 a.m.** at the 6235 Lima Road Home Depot Store in **Fort Wayne**, Commissioner Kaplan will present a certificate to the middle school that collected the most recycling pledge cards. She will also stop by two northern Indiana newspaper offices to present awards for their outstanding efforts to incorporate recycled content in their newsprint and to add recycling to their general operations.

In **Indianapolis**, IDEM staff will distribute recycling information at the Southport Home Depot store. Home Depot is a national sponsor of America Recycles Day.

Indiana’s recycling celebration got started early with an Indiana Statehouse Rotunda display from six young artists who won the statewide poster contest sponsored by the Indiana Recycling Coalition. The posters were unveiled Tuesday, November 12, and will be displayed through November 15.

Winning artists in the K-6 category were Stephanie Seitz of **South Bend**, JoHanna Manningham of **Mishawaka** and Ashley Bozman of **South Bend**. Placing 1-2-3 among the 7-12 entrants were Hoa Ho of **Crown Point**, Stephanie Kress of **Terre Haute** and Carl Bauer of **South Bend**.

First-place winners will receive a night’s stay at an Indianapolis Marriott Hotel, four tickets to the Children’s Museum of Indianapolis and a free party with bowling and food at Jillian’s in Indianapolis. An artist kit is the award for second place, and apparel made with recycled content will be presented to the third-place winners. Ten additional students in each category earned honorable mention.

The event at the Fort Wayne Home Depot is the second year for an America Recycles Day celebration co-sponsored by the Allen County Solid Waste Management District, Home Depot and others. Festivities begin at 6 a.m. and run through 10 a.m. In a Recycled Shopping Spree, contestants will race through the aisles of the store, gathering items from a recycled-content shopping list. The first person to cross the finish line within three minutes with the most items will receive \$100 worth of Home Depot merchandise. In addition to the shopping spree, various prizes will be given away. Habitat for Humanity will collect aluminum cans for its 5 Million Cans Can Build a House program.

The Southport Home Depot event will run from 10 a.m. to 3 p.m. Patrons can sign a pledge card to recycle more or buy more recycled-content products. That pledge card will be their entry for three different prize drawings. The first will take place throughout the day. Then all pledge cards will be entered in both statewide and national drawings. IDEM representatives will be available to distribute pledge cards and information about recycling and recycled products.

Prizes to be awarded at the Southport Home Depot include a gift certificate to Target, tickets to an Indiana Pacers game, tickets to the Indianapolis Zoo, and products with recycled content. Other activities include:

- Radio station WRZX will broadcast live from noon to 1 p.m.
- A composting workshop is scheduled for 1:30-2:30.
- Two customers will be selected at random to go on a scavenger hunt for a list of products made with recycled content. Prizes will be Home Depot gift certificates.
- From 10 to 3, The Goldsmith Group will accept old electronics equipment for recycling. Items which may be turned in include VCRs, computer hard drives and monitors, and televisions.
- “Shelf talkers” will be displayed throughout the store to let patrons know which products are made with recycled content.

The Southport activities for America Recycles Day are sponsored by the Indiana Departments of Environmental Management, Commerce and Administration (Greening the Government Program); Keep Indianapolis Beautiful; the Johnson County Solid Waste Management District; and Capitol City Metals. Additional local sponsors include The Goldsmith Group, the Indiana Recycling Coalition, West Side Auto Parts and the Institute of Scrap Recycling Industries.

For additional information about recycling visit IDEM’s Web site at <http://www.in.gov/idem/oppta/> or call 1-800-988-7901. Find out more details about how you can buy recycled or participate in America Recycles Day activities at [www.americarecyclesday.org](http://www.americarecyclesday.org).



# News

[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
November 18, 2002

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## **Galbraith to represent IDEM before General Assembly**

Indiana Department of Environmental Management Commissioner Lori F. Kaplan today announced that Tonya Galbraith has been appointed as the agency's Director of Business and Legislative Relations.

Galbraith will serve as the agency's point person on legislation being debated in the Indiana General Assembly and will also serve as a liaison between the agency and entities regulated by IDEM.

"We are fortunate to be able to attract someone of Tonya's exceptional abilities and experience," Kaplan said. "I am delighted to have her on the IDEM team."

Galbraith most recently served as Legislative Director for the Indiana Association of Cities and Towns where she dealt with environmental regulations and laws as they concerned local government. She worked for 15 years at the association and spent two years prior to that working as a legislative assistant in the Indiana Senate Democratic Caucus.

She holds a Bachelor's of Science degree in Journalism from Ball State University and is a resident of Indianapolis. She will begin her duties on Monday, November 25.

"I have always had a great deal of interest in environmental policy, and am excited about being able to continue focusing on those issues," Galbraith said.

Galbraith replaces Erika Seydel Cheney, who recently resigned her position after spending four years as the agency's legislative liaison.

"While we welcome Tonya, we will miss Erika who did a great job working with legislators and representing the agency. We owe her a great debt of gratitude for her work, and we wish her well," Kaplan said.

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*FRANK O'BANNON, Governor*

*LORI KAPLAN, IDEM Commissioner*

*J. BRYAN NICOL, INDOT Commissioner*

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**FOR IMMEDIATE RELEASE**  
**Wednesday, December 11, 2002**

**IDEM-INDOT PARTNERSHIP SAVES MONEY WHILE SERVING HOOSIERS BETTER**

(PETERSBURG) -- The Indiana Department of Environmental Management and the Indiana Department of Transportation are combining resources in Southern Indiana to bring better service to area Hoosiers, save taxpayer dollars and better use state property.

IDEM Commissioner Lori Kaplan and INDOT Commissioner J. Bryan Nicol this week signed the final papers authorizing IDEM to move into an idle INDOT office building located in Petersburg. The building has been vacant since the agency moved its sub district operations to Vincennes in early 2001.

IDEM is in the fourth year of a four-year contract to rent its current office space at 401 NW 4th Street for nearly \$40,000 a year. Not renewing that contract and occupying the INDOT-owned facility rent-free will save IDEM \$160,000 over the life of the four-year IDEM-INDOT contract. By locating the regional office more centrally within its 13-county area, travel costs for IDEM regional staff will be reduced by an additional \$10,000 each year. Utility costs at the Petersburg office are estimated to be about \$1,000 a month, or \$48,000 for the four years, bringing IDEM's net savings to about \$152,000.

INDOT will save \$48,000 over the four years because it will no longer pay basic utility costs necessary to keep the vacant building in good repair, bringing the state's net savings due to this partnership to about \$200,000.

"The Southern Indiana regional office serves 13 counties, and this new location will centralize our staff so they can reach out more quickly and efficiently," Kaplan said. "We are always looking for ways to save taxpayer money, and using our sister agency's property is a great way to do that."

Nicol said he is pleased to see the former INDOT office serving Hoosiers again. "The building was a great resource for INDOT, and I'm delighted to see it being used in public service again," he said.

IDEM plans to move into the Petersburg office next Spring when the Evansville lease expires, said IDEM Regional Office Director Judy Dicus Thomann.

The savings will be used to continue to meet operational needs for both agencies. To help address Indiana's fiscal difficulties, IDEM has cut its general fund budget by nearly 13 percent over the past two years. Kaplan and Nicol said they would continue to look for ways to save money while meeting the environmental and transportation needs of the state.

The IDEM regional office serves Crawford, Daviess, Dubois, Gibson, Knox, Martin, Orange, Perry, Pike, Posey, Spencer, Warrick and Vanderburgh counties. Petersburg is in Pike County. Evansville is in Vanderburgh County.

-30-

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Jessica Stevens, INDOT Office of Communications, (317) 233-4675



[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
December, 2002

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## **Funds Available to Improve E. coli Monitoring, Notification in Lake Michigan**

IDEM, through a grant from the U.S. Environmental Protection Agency, is encouraging Hoosiers living along Lake Michigan to play an active role in protecting human health and monitoring the lake for harmful pollutants.

Organizations are eligible to receive up to \$50,000 from IDEM for short-term pilot projects to monitor Lake Michigan beaches for E. coli and provide notice to the public when elevated levels of E. coli are in the lake. The state received a total of \$206,000 from the U.S. EPA for projects.

Indiana is one of 33 coastal states to receive grant money under the Beaches Environmental Assessment and Coastal Health Act. The grants are designed to allow each state to develop standards that meet individual needs for E. coli monitoring and public notification for beach closures.

### **Eligible projects will address one of four topics:**

- Gather information about beach use, bacteria sources or bathing behavior;
- Use data to support recommendations on monitoring frequency, parameters and analytical tools;
- Identify situations when beaches should be closed in the absence of water sampling results;
- Develop a method for notifying the public of beach closings due to elevated levels of E. coli.

Currently, Indiana cities and counties each have their own testing schedule and method of notifying residents when beaches close due to elevated levels of E. coli. Developing a consistent monitoring and notification program for all Lake Michigan beaches will ensure the quality of data gathered as well as ensure the safety of tourists and families visiting Indiana beaches.

E. coli is a bacteria that lives in the intestines of warm-blooded animals. People can be exposed to E. coli in a variety of ways, including coming into contact with contaminated water. There are several ways water can become contaminated with E. coli: combined sewer overflows after a heavy rain, leaking septic tanks, wildlife and urban and agricultural run-off. People, particularly those with compromised immune systems, the elderly and children under 5-years-old, can suffer serious health problems if large amounts of contaminated water are ingested.

For more information about this program, or to obtain grant application materials contact Kathy Luther, IDEM, at (219) 881-6730, or email [kluther@dem.state.in.us](mailto:kluther@dem.state.in.us).



# News

<http://www.state.in.us/idem>

**For Immediate Release:**  
January 2, 2003

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## **IDEM, Central Indiana governments join forces to improve air quality, meet federal ozone standards sooner**

Six Central Indiana counties, several area cities and the Indiana Department of Environmental Management (IDEM) have joined forces to improve regional air quality and meet looming federal ozone standards by submitting an Early Action Compact to the U.S. Environmental Protection Agency (EPA).

The federal standards establish more stringent limits on ozone that will begin impacting areas nationwide, starting in 2004. Until the late 1990's, ozone health standards were set based on 'hourly' measurements, but standards promulgated in 1997 and upheld in court last year measure ozone over an eight-hour period. Counties in the region currently meet the one-hour standard but do not meet the stricter eight-hour standard.

The proposed compact, which was express mailed to EPA late Monday, is a first step toward developing a regional plan to reduce ozone pollution. If accepted by EPA, the compact will offer several advantages over the process EPA normally follows. These advantages include:

- Achieving cleaner, healthier air for Central Indiana residents sooner than would be expected under traditional EPA requirements;
- Giving the signatories greater flexibility in selecting reduction measures and programs that are best suited to local needs and circumstances; and
- Deferring the date of EPA's "non-attainment" determination and related requirements, thereby avoiding the stigma, cost, and economic development penalties that affect communities who are labeled out of attainment with federal air quality standards.

"This compact is a great example of a community working together – ahead of the requirements – to do the work necessary to meet clean air standards," said IDEM Commissioner Lori F. Kaplan. "IDEM is pleased to support this local initiative and will do all that we can to help the communities meet their goals."

Signatories to the compact include Hamilton, Hancock, Hendricks, Madison, Marion and Shelby counties and the cities of Anderson, Carmel, Fishers, Greenwood, Indianapolis and Plainfield. Other signatories include the Indianapolis and Anderson metropolitan planning organizations, the Indianapolis Air Pollution Control Board, Improving Kids Environment, and the IndyGo bus system. The attainment region also includes Boone, Johnson and Morgan counties. Discussions continue with those counties to secure their participation.

The compact establishes a commitment on the part of the local government signatories to develop, implement and maintain an air quality improvement plan. The City of Indianapolis is working with other Central Indiana governments to form a steering committee that will analyze the ozone problem and develop control plans in the coming months. IDEM will provide technical support, review and planning assistance. EPA must approve the compact for it to be effective.

"This is an ambitious plan that includes a lot of complex technical work and a lengthy rulemaking process," Commissioner Kaplan said. "IDEM is committed to working within this compact -- and beyond -- to ensure the state meets clean air standards."

Barbara Lawrence, director of the Indianapolis Department of Public Works, said her department would continue to work with Central Indiana governments, businesses, citizens and other stakeholders to understand the ozone problem and develop consensus-based solutions that work for Central Indiana.

"We hope to fashion a local solution to our local problem rather than having the federal government dictate to us," she said. "We appreciate the technical support IDEM has offered and look forward to working with all parties in Central Indiana in this effort."

Because ozone is a gas, it is transported through the air and may affect areas far away from its point of origin. Regional cooperation should help diminish ozone throughout the area, although national controls also will be needed and factored into the region's plan to control ozone-forming pollutants entering Central Indiana.

Ozone is an odorless, colorless air pollutant. It forms when pollution from automobiles, small engines, industry and other sources "cook" under a hot sun. Approximately 60 percent of ozone formation is caused by pollutants from individual activities (primarily vehicles and small engines), with the remaining 40 percent by industry. Peak ozone levels typically occur during hot, dry, stagnant summertime conditions.

High levels of ozone at ground-level can irritate the lungs, causing wheezing, coughing, pain when taking a deep breath, and breathing difficulties during exercise or outdoor activities. People with respiratory problems such as asthma, the elderly, and young children are the most vulnerable to the effects of ozone, but even healthy adults are affected.



**For Immediate Release:**  
January 2, 2003

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## **Indiana gets less toxic as four Hoosier communities get cleaned up and off of the IDEM Commissioner's Clean Up List**

Four formerly contaminated sites across Indiana have been cleaned up and removed from the Indiana Department of Environmental Management's priority clean up list.

The 2003 list, officially known as the Commissioner's Bulletin, is an annual compilation of sites in Indiana that require cleanup. IDEM works with property owners and/or responsible parties to recover cleanup costs and uses that fund to pay for cleanups. The list, which began in 1990, currently contains 56 sites.

"The good news this year is that we successfully cleaned up four sites, eliminating the human health and environmental threats they posed, while adding only one more site to our to-do list," said IDEM Commissioner Lori F. Kaplan. "We have a lot of work to do, but it is heartening to know that we are making progress in our goal of making Indiana a healthier place to live, work and raise a family."

The four cleaned up sites, which were contaminated with lead, Polychlorinated Biphenyls(PCBs), solvents, metals or Volatile Organic Compounds (VOCs), are:

- M Metal Company in Indianapolis (Marion County) which contained lead, PCBs and solvents;
- G.S. Service Corporation in Montpelier (Blackford County) which contained metals;
- Federal Paper Board in Elkhart(Elkhart County) which contained solvents and fuels; and
- Boonville Mining in Boonville (Warrick County) which contained VOCs.

The site added to the Commissioner's Bulletin is Hollywood Park in South Bend (St. Joseph County) which contains VOCs.

Sites are screened for placement on the Commissioner's Bulletin based on potential risk using the Indiana Scoring Model (ISM). Sites that score above 10 are placed on the list. Once a site is listed, IDEM works with the responsible parties to oversee cleanup. IDEM uses state funds in the event that it cannot identify a responsible party or the responsible party fails to sign the Agreed Order.

Counties with sites still on the list are: Adams, Delaware (2), Elkhart (3), Fayette, Franklin, Gibson, Grant, Hancock, Hendricks, Huntington, Jackson (2), Kosciusko, Lake (5), Lawrence, Madison, Marion (4), Marshall, Montgomery (3), Morgan, Porter, Randolph (3), St. Joseph (7), Shelby (3), Spencer, Sullivan, Tippecanoe (4), Vigo, Wayne, Wells and White. For a complete listing of the 2003 Commissioner's Bulletin, visit IDEM's Web site at <http://www.in.gov/idem/land/statecleanup/club.html>



**For Immediate Release:**  
January 6, 2003

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## **IDEM allocates \$143,390 in Grant Money for Mercury Collection**

Five Indiana solid waste management districts and one city will receive a total of \$143,390 from the Indiana Department of Environmental Management to help collect and dispose of an environmental threat that can be found in many Hoosier homes – mercury.

Many of us remember playing with the shiny substance – which looks like silver and scatters into beads when dropped – as children. The element used to be a staple in science lab cabinets as well as present in many household items such as fever thermometers, thermostats, paint and batteries.

Mercury enters the human body through vapors in the air that we breathe, entering the bloodstream through the lungs. While mercury poisoning is a concern for everyone, mercury poses the greatest risk to children under the age of 6-years-old because of their still-developing bodies.

Since its development of the Mercury Awareness Program (MAP) in 1998, IDEM has played an active role in promoting mercury awareness. In addition to supporting mercury recycling in all 92 counties through the MAP program, IDEM has helped exchange more than 8,000 mercury thermometers throughout Indiana.

The six entities receiving funds will serve as mercury hubs or central collection points for all solid waste management districts and household hazardous waste programs. Since July 1, 2001, solid waste management districts have been required by state law to implement mercury collection programs for the public and small businesses. Mercury hubs provide a valuable service by collecting and storing mercury until sufficient quantities are gathered for recycling or final disposal by a qualified contractor.

Funds to support the hubs come from the Hazardous Substance Response Trust Fund and the Solid Waste Management Fund.

### **Entities receiving grant funds are:**

**Allen County SWMD - \$32,264**  
**Howard County SWMD – \$15,868**  
**City of Indianapolis - \$31,776**  
**Monroe County SWMD - \$28,356**  
**Spencer County SWMD – 19,273**  
**Wildcat Creek SWMD - \$15,853**



# News

[www.IN.gov/idem](http://www.IN.gov/idem)

**For Release at Noon**  
January 29, 2003

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\* **Attention editors:** Beginning February 7, IDEM will no longer distribute news releases via fax. After that date, all information will be sent through e-mail. To continue receiving timely environmental information, you must register on IDEM's Web site at <http://www.in.gov/idem/macsnnotice/index.html>

## **Toyota Children's Center earns top marks by providing safe place for employees' kids**

Though they might not be able to spell "environmentally conscious atmosphere," the 30 children enrolled in Toyota Children's Center are a part of one each day.

The Toyota facility is one of the newest members of the Indiana Department of Environmental Management (IDEM) 5-Star Environmental Recognition for Child Care Facilities program. The program identifies child care facilities that are committed to protecting children from environmental health threats.

Toyota earned top marks -- all five stars -- to join more than 70 child care providers across the state who have met the high standards set by the 5-Star program. Judy Dicus Thoman, director of IDEM's southwest regional office, presented the award at the facility **today (12:30 p.m. Central Time)**.

IDEM Commissioner Lori Kaplan, who had planned to attend the ceremony but was called away on other business, said, "The Toyota Children's Center - and all of our 5-Star facilities - set great examples for other child care providers in Indiana. I am delighted to welcome these new partners to the program."

RJ Reynolds, Vice President of Administration and Manufacturing Planning, at Toyota Motor Manufacturing, Indiana said, "It was important to us that the children under our care be in a facility that was as safe environmentally as it was nurturing and enriching."

IDEM's 5-Star Environmental Recognition for Child Care Facilities program is the first of its kind in the nation. It was established in 1999 as part of an outreach to give Indiana children the very best start in life possible.

Because of their developing bodies, children are particularly sensitive to environmental threats such as lead-based paint, asbestos and pesticides. Through other programs, IDEM is working to rid homes and schools of toxic materials that can affect children. The 5-Star program targets the more than 110,000 Hoosier children enrolled in licensed child care facilities across the state.

— more —

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The 5-Star program targets three core issues: environmental threats, health and safety and environmental stewardship. Facilities earn “stars” through an assessment program for environmental health hazards such as lead paint asbestos, carbon monoxide, pesticides and mercury. In addition, the facilities test for radon and lead in the water and set up recycling programs. IDEM also considers efforts to address fire safety, energy efficiency and environmental education when awarding stars.

IDEM's other 5-Star environmental recognition programs include drycleaner facilities and vehicle maintenance. For more information on the child care programs, please check out the agency's child care Web site at [www.IN.gov/idem/kids/5star](http://www.IN.gov/idem/kids/5star). For information on IDEM's other 5-Star programs, log onto [www.IN.gov/idem/ctap/recognition](http://www.IN.gov/idem/ctap/recognition)

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# News

[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
February 10, 2003

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## IDEM Media Office Goes Electronic

The Indiana Department of Environmental Management's media office is switching press release formats to offer newsrooms valuable business tools – quicker information, less desk clutter and the ability to cut and paste information directly into stories.

Beginning today, Monday, February 10, IDEM's media office will go electronic - distributing press releases and advisories via e-mail instead of fax. This new system, called IDEM E-News, will replace the current method of faxing releases to news media outlets across the state.

The new system will allow media outlets and other interested groups to receive all IDEM news through their e-mail accounts. By e-mailing instead of faxing, news outlets will be able to receive information almost instantaneously from IDEM. The current fax method can take hours to reach the entire state, often delaying important news reaching the public.

“By going electronic, we are not only streamlining the process of getting information out to the public, but saving money and paper at the same time,” said IDEM commissioner Lori F. Kaplan. “This isn't just a good environmental practice – it's a good business practice.”

In addition to saving the state money, IDEM E-News will also save paper, a significant step toward the waste reduction goals of Governor Frank O'Bannon's Greening the Government initiative. The Greening Executive Order 99-07 specifies that state agencies are to implement statewide operational changes that will reduce paper requirements. The United States alone uses enough office paper each year to build a 10-foot high wall 5,880 miles long or the distance from Los Angeles to New York and back again.

### **Haven't signed up yet?**

There's still time to sign up for the system by logging onto IDEM's Web site at <http://www.in.gov/idem/macs/notice/index.html>. It's fast, free and easy - just follow the simple instructions. E-News divides the state into seven regions by counties. A map and list of the regions and cities contained within each region are available on the E-News Web site. After signing up for the service, all news releases will be sent directly to the newsroom through e-mail. This automated system allows e-mail accounts to be added or deleted at any time.



[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
February 21, 2003

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## **IDEM Investigates Fish Kill in Plainfield**

The Indiana Department of Environmental Management is investigating a small fish kill along White Lick Creek in Hendricks County.

A citizen reported seeing the fish to IDEM at 2:30 p.m. Thursday. About 70 fish were found dead along a half-mile stretch of creek near Hummel Park in Plainfield.

Preliminary field tests conducted by IDEM indicated that low levels of chlorine were present in the water. Other water quality parameters – dissolved oxygen, pH, ammonia levels – tested normal. The exact cause of the fish kill and source of the chlorine is being investigated by IDEM with assistance from the City of Plainfield, Hendricks County Health Department and Hendricks County Emergency Management Agency.

The Department of Natural Resources conducted an official fish survey, the results of which should be available early next week.

Initial testing does not indicate an immediate human health or environmental threat.

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# News

[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
February 21, 2003

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## **IDEM urges schools to get rid of mercury before law bans it from classrooms**

The Indiana Department of Environmental Management is encouraging Indiana educators to conduct a mercury inventory in their schools and address necessary recycling or disposal measures before a new law restricting the possession and purchase of the toxic element goes into effect this summer.

House Enrolled Act 1901, stipulates that on July 1, 2003, "no public or nonpublic Indiana school may use or purchase for use in a primary or secondary classroom a mercury commodity, mercury compounds or mercury-added instructional equipment and materials, except measuring devices and thermometers for which no adequate substitute exists for use in laboratories."

IDEM Commissioner Lori F. Kaplan and Indiana Superintendent of Public Instruction Suellen Reed recently sent letters to all Indiana schools outlining the hazards of mercury exposure in children, explaining the provisions of HEA 1901 and encouraging use of the state-funded recycling and disposal programs.

"The time to think about recycling and disposal is not after a spill happens where students become unnecessarily exposed to mercury contamination, it's before that emergency situation develops," said Kaplan. "Unfortunately, it's all too common that our emergency responders are called to a school because mercury has been carelessly handled by teachers or by students."

Mercury-containing items targeted for restriction in schools include (but are not limited to) thermometers, barometers and some laboratory and medicinal chemicals. While permitted in buildings for structural functionality, other mercury-added instruments such as thermostats and gauges, electrical switches and relays, mercury-vapor lamps, fluorescent bulbs, batteries and paint could be considered unlawful if used as instructional aids where intended or accidental direct exposure of mercury to students is possible. The most common areas for mercury products in schools are science classrooms and labs and nursing stations.

Because eliminating mercury from schools can prevent spills and save thousands of dollars in cleanup costs, IDEM is offering to help schools beat the ban. Last month, IDEM awarded more than \$140,000 in grants to five Indiana solid waste management districts (SWMD) and to the city of Indianapolis. The six recipients are to serve as mercury collection and storage "hubs" for all solid waste districts throughout the state. The facilities are required by state law to ensure proper recycling or final disposal by a qualified contractor as sufficient quantities of mercury are gathered.

Schools who participate in IDEM's Mercury Reduction and Recycling for Schools Pledge Program are eligible for a 75 percent reduction in costs associated with packing, transporting and recycling mercury through SWMD grant dollars. The department also highlights participating schools in its public outreach materials and through the IDEM Web site as positive environmental contributors.

Since 1998, through the Mercury Awareness Program (MAP), IDEM and its SWMD and city partners have reduced the amount of mercury in all 92 counties and have collected and properly disposed of more than 8,000 mercury thermometers from Hoosier residences and businesses. To date, only 90 of Indiana's 2,841

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schools have taken the mercury pledge. IDEM will be encouraging more schools to take the pledge as the new law's effective date draws near

Consider these mercury facts:

- Mercury poisoning damages the human brain, spinal cord, kidneys and liver.
- Long-term exposure to mercury can result in personality changes, stupor and coma.
- Children are more prone to mercury poisoning than adults due to an underdeveloped brain and central nervous system barrier protecting them from exposure to neurotoxins.
- A large laboratory thermometer can contain up to 3.0 grams of mercury. While equivalent to only 1/25 of a teaspoon, this amount is enough to contaminate a 60-acre lake.

For complete information on mercury and IDEM's assistance programs, visit [www.in.gov/idem/mercury](http://www.in.gov/idem/mercury)



**For Immediate Release:**  
Feb. 24, 2003

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## Clark, Floyd County motorists get free chance to seal up gasoline emissions

Clark and Floyd County motorists can now get new – and free – gas caps as their turns come for inspection at the Indiana Department of Environmental Management’s (IDEM) Clean Air Car Check stations.

Gas caps that don’t seal properly—or are missing altogether— allow volatile organic compounds (VOCs) to escape from gasoline tanks. These VOCs are a component of ground level ozone pollution, or “smog.” Ozone is unhealthy for anyone to breathe, especially for people with respiratory problems or heart conditions. Because of elevated levels of ozone in the Southern Indiana region, motorists have been required by the federal Clean Air Act to have the emissions of their vehicles tested to make sure their systems are working efficiently.

“Motorists in Clark and Floyd counties have been doing a great deal to reduce pollution in their region through this program, and we are delighted to help them meet the clean air standards,” said IDEM Commissioner Lori F. Kaplan. “In addition to giving free gas caps to those who need them, we’re making the emissions test easier by giving them the solution to their problems on the spot and not requiring them to return for yet another inspection.”

The caps being provided should fit 90 percent of the cars coming through the lanes, Kaplan said. The cap exchanges will precede the regular full emissions inspection required of the vehicles.

The Clean Air Car Check is one of Indiana’s most effective programs for reducing VOC emissions from mobile sources. Air pollutants from cars and light duty trucks are major contributors to ozone. Routine inspections help in finding the cars with faulty gas caps or emissions systems that need repair.

The Clean Air Car Check program is offered in two regions of the state -- Southern Indiana and Northwest Indiana. Since beginning the program in Clark and Floyd Counties in 1984, IDEM has worked hard to respond to citizen concerns and make the testing as convenient as possible. Convenience factors include exempting the four newest model year cars, faster On-Board Diagnostic inspections for model year vehicles 1996 and newer, and a toll-free hotline (1-888-240-1684) to answer motorists’ questions and check current wait times. Individuals who are considering buying a used car in the area can phone the hotline to check a vehicle’s test history.

Contact Amy Hartsock at 317/233-4927 or [ahartsoc@dem.state.in.us](mailto:ahartsoc@dem.state.in.us).



[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
February 25, 2003

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## **Recyclables get new lease on life thanks to \$307,698 in Recycling Grants issued by IDEM**

Recyclables throughout Indiana are escaping an untimely end in Hoosier landfills thanks to Indiana Department of Environmental Management's (IDEM) grant program.

IDEM is allocating \$307,698 worth of recycling grants to help communities, not-for-profit organizations and one school to reduce, reuse and recycle items that would otherwise be headed for a landfill or incinerator.

"These grants represent an investment in Indiana's environment," said Lori F. Kaplan, IDEM commissioner. "The communities who have earned the grants are already doing great things to reduce waste and to encourage citizens to get involved in reducing, reusing and recycling. This money will help them expand those efforts."

Since 1991, IDEM has invested more than \$20 million in more than 1,000 solid waste reduction initiatives throughout the state using the Solid Waste Management Fund, which is replenished by a surcharge of 50 cents per ton of garbage dumped at Indiana landfills. IDEM and the Indiana Department of Commerce share equally in the surcharge revenue. Schools, not-for-profit organizations, counties, cities, towns and solid waste management districts are eligible to receive funding.

The following programs earned Indiana Recycling Grants grant from IDEM:

### ***School Programs:***

**Chandler Elementary School (Warrick County):** Awarded a model organics grant of \$4,550 to purchase bins and other materials for their vermicomposting project.

### ***City, Towns, and Counties:***

**Town of Plainfield (Hendricks County):** Awarded a model recycling grant of \$5,600 to institute a pilot recycling program for apartment complexes.

**Grant County Highway Department (Grant County):** Awarded a traditional recycling grant of \$47,460 to purchase recycling equipment to support the county's recycling program.

**Elkhart County Highway Department (Elkhart County):** Awarded a traditional organics grant of \$11,450 to purchase a brush chipper to support the county's brush and yard waste composting program.

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**Town of North Webster (Kosciusko County):** Awarded a traditional organics grant of \$11,750 to purchase a leaf vacuum and a wood chipper to support the town's leaf collection and composting program.

**Town of Osceola (St. Joseph County):** Awarded a traditional organics grant of \$4,894 for a brush chipper to support the town's brush and yard waste composting program.

**Town of New Harmony (Posey County):** Awarded a traditional organics grant of \$11,250 for a brush chipper to support the town's brush and yard waste composting program.

**City of Bloomington (Monroe County):** Awarded a traditional recycling grant of \$50,000 to purchase a recycling truck to support the city's curbside recycling program.

**Town of Roann (Wabash County):** Awarded a traditional organics grant of \$10,381 for a wood chipper to support the town's brush and yard waste composting program.

***Not-for-profits:***

**Indiana Recycling Coalition (Statewide):** Awarded a regional recycling grant of \$40,000 to develop an E-Scrap Action Program to address electronics stewardship and recycling.

**Goodwill Industries of Michiana (St. Joseph County):** Awarded a traditional recycling grant of \$50,000 to purchase a forklift, box truck, pallet jacks, and containers to support the organization's reuse programs.

***Solid Waste Management Districts (SWMD):***

**Clark County SWMD:** Awarded a traditional recycling grant of \$21,188 for a skid steer loader and truck to support the district's recycling programs.

**Dearborn County SWMD:** Awarded a traditional recycling grant of \$20,134 to purchase a truck and recycling trailer to support the district's recycling program.

**Monroe County SWMD:** Awarded a traditional recycling grant of \$2,643 for a cart tipper to support the district's Green Business recycling program.

**Howard County SWMD:** Awarded a traditional recycling grant of \$16,398 to purchase equipment to support the district's electronics recycling and HHW programs.



# Media Advisory

[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
March 6, 2003

**For further information, contact:**  
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## **IDEM and MDEQ Invite Public to Attend Stakeholder Meetings To Discuss St. Joseph River TMDL**

- WHO:** Indiana Department of Environmental Management (IDEM) and Michigan Department of Environmental Quality (MDEQ)
- WHAT:** Public information meetings regarding Total Maximum Daily Load (TMDL) for the St. Joseph River from the state line in Elkhart County to the state line in St. Joseph County. The MDEQ will focus on the St. Joseph River from the state line through Berrien County.
- WHEN** **Indiana** meeting: March 12, 2003, 10 a.m. to 12 p.m.  
**& WHERE:** Mishawaka Utilities, 401 E. Jefferson Blvd., Mishawaka, Indiana
- Michigan** meeting: March 11, 2003, 10 a.m. to 12 p.m.  
Love Creek Nature Center in Berrien Center, Michigan

Elkhart and St. Joseph county residents are encouraged to attend one of two public meetings next week to learn more – and to share their ideas – about a plan to be developed to help the St. Joseph River meet water quality criteria. The portion of the river to be discussed flows from the Indiana-Michigan state line in Elkhart County (Indiana) through St. Joseph County (Indiana) and Berrien County (Michigan) to Lake Michigan.

Water quality experts from IDEM's and MDEQ's Total Maximum Daily Load (TMDL) programs will introduce stakeholders to the TMDL process. They will explain how this TMDL will be completed to determine the daily amount of pollutants that should be allowed to enter the St. Joseph River. The agencies will use these concentrations to monitor and control potential pollution flowing into the river.

Once established, the TMDL will help local communities play a direct role in improving and maintaining the quality of their waterways.

TMDL is a plan required by the federal Clean Water Act to determine the amount of pollutants that can enter the nation's waterways and still meet water quality standards. IDEM is responsible for determining Indiana's TMDLs for its impaired water bodies. Streams, rivers, lakes and creeks that do not meet water quality standards for designated uses are considered impaired. Designated uses include recreation, the support of plant and animal life or fish consumption. Waterbodies become impaired when pollutants are repeatedly introduced into the water over a long period of time. Pollutants can include industrial discharges, sewage, municipal waste, soil and polluted storm water run-off from pavement.



[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
March 6, 2003

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## **Six Hoosier child care facilities earn IDEM stars by providing safe places for kids**

Though they might not be able to spell "environmentally conscious atmosphere," the children enrolled in six Indiana child care facilities join many others across the state in being a part of one each day.

The Indiana Department of Environmental Management's (IDEM) 5-Star Environmental Recognition Program for Child Care Facilities identifies child care facilities that are committed to protecting children from environmental health threats. IDEM has most recently recognized the following facilities:

- Benton County Head Start, a renewing 5-star facility
- First Street Day Care in Steuben County, a new 5-star facility
- Karen's Kidz Daycare I in Washington County, a new 5-star facility
- Karen's Kidz Daycare II in Washington County, a new 5-star facility
- Bona Vista Programs, Early Head Start in Miami County, a new 5-star facility
- Bona Vista Programs, Early Head Start in Howard County, a new 3-star facility

These facilities join more than 70 child care providers across the state who have met the high standards set by the 5-Star program. IDEM Commissioner Lori F. Kaplan said, "These facilities set great examples not only for other child care providers in Indiana but for all facilities throughout the country. The Indiana 5-Star Environmental Recognition Program is the first program of its kind in the nation, established to give Hoosier children the very best start in life possible."

Because of their developing bodies, children are particularly sensitive to environmental threats. Through other programs, IDEM is working to rid homes and schools of toxic materials that can affect children. The 5-Star program targets the more than 110,000 Hoosier children enrolled in licensed child care facilities across the state.

The 5-Star program emphasizes three core issues: environmental threats, health and safety and environmental stewardship. Facilities earn "stars" through an assessment program for environmental health hazards such as lead paint, asbestos, carbon monoxide, pesticides and mercury. In addition, the facilities test for radon and lead in the water and set up recycling programs. IDEM also considers efforts to address fire safety, energy efficiency and environmental education when awarding stars.

IDEM's other 5-Star environmental recognition programs include drycleaning and vehicle maintenance facilities. For more information on the child care programs, please check out the agency's child care Web site at <http://www.IN.gov/idem/kids/5star> or call 1-800-988-7901. For information on IDEM's other 5-Star programs, log onto <http://www.IN.gov/idem/ctap/recognition>.



# News

[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**

March 12, 2003

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## IDEM seeking citizen comment on new federal ozone rule that increases limits on air pollution

The Indiana Department of Environmental Management (IDEM) has four months to recommend actions Indiana should take to meet new U.S. Environmental Protection Agency (US EPA) ozone rules, and IDEM wants to hear from Hoosiers before it makes that recommendation.

Through IDEM's interactive Web site, at <http://www.in.gov/idem/air/8hourstandard/index.html>, citizens can find a question and answer forum about the designation process and a schedule of local meetings where information about the designation process is being presented.

Under the Clean Air Act, U.S. EPA adopted the new eight-hour standard for ozone in 1997, which is intended to be more protective than the previous one-hour standard for children and adults who play and work outdoors in the summer. A legal challenge delayed the U.S. EPA from implementing the stricter standard, but the agency has now begun to work with the states to designate which counties across the country meet the eight-hour ozone standard. Counties that do not meet the standard will be required to develop plans to bring those areas into attainment status with the stricter standard.

Ozone air quality is judged using three consecutive years of data from ozone air monitors that IDEM operates around the state. U.S. EPA will use ozone data from 2001 through 2003. If the average fourth highest ozone reading is above 85 parts per billion for three consecutive years, an area is determined to be out of attainment with the eight-hour ozone standard.

In making the designations, U.S. EPA mainly considers ozone readings and the demographics of urban areas. Emissions trends, traffic and employment patterns, population growth, community growth and meteorology also are factors in the designation process. The federal agency will review Indiana's recommendation and could make revisions to it before proposing attainment and nonattainment areas in the state. U.S. EPA will publish proposed designations in the Federal Register, which must be final by April 15, 2004.

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The nitrogen oxide rule for utilities that the Air Pollution Control Board adopted in 2001 is expected to bring significant reductions in ozone pollution in most areas that are currently at risk of nonattainment. For areas with severe ozone pollution, transportation programs and tighter regulations for new and expanding businesses could be federally mandated. According to early analysis, this could include Central Indiana (Indianapolis MSA), Northwest Indiana (Gary/Chicago PMSA) and LaPorte County (Michigan City/LaPorte MSA).

Ozone forms on hot, still, sunny days, when nitrogen oxides react with volatile organic compounds. Nitrogen oxides are released in the combustion of fossil fuels, such as gasoline and coal. Volatile organic compounds are released in vapors of gasoline, paints and cleaners. Ground level ozone pollution is a major component of "smog." Ozone is unhealthy for anyone to breathe and especially individuals with a lung or heart condition.

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# News

<http://www.IN.gov/idem>

**For Immediate Release:**

**Contact:** Keri S. McGrath  
(317) 232-8512  
[kmcgrath@dem.state.in.us](mailto:kmcgrath@dem.state.in.us)

## **IDEM honors Monaco Coach and 4 AEP service centers for environmental excellence**

Vehicle maintenance shops generate a number of different wastes that can have a negative impact on the environment – oil, oil filters, tires, batteries, solvents and assorted fluids. Proper handling and disposal of these substances is crucial to maintaining clean land and water throughout Indiana.

The Indiana Department of Environmental Management (IDEM) today welcomed five more of these businesses to its 5-Star Environmental Recognition Program for Vehicle Maintenance. Monaco Coach Service Center in Elkhart County and American Electric Power Service Centers in Elkhart, South Bend, Marion and Muncie join 50 others across the state that have met the high standards of the 5-star program.

“These 5-star facilities have proven their deep respect for Indiana’s environment by going above and beyond what is required of them,” said IDEM Commissioner Lori F. Kaplan. “I encourage Hoosiers to look for the 5-star seal when they take their vehicles in for maintenance or repair work to ensure that they, too, are helping protect Indiana’s precious natural resources.”

The 5-Star program is voluntary, and facilities may apply for one, two, three, four or five stars. Facilities earn stars through an assessment program for environmental health hazards, such as waste management, proper storage of batteries, recycling certain materials or for mentoring other facilities to become part of the program. IDEM also considers efforts on behalf of the facilities to effectively manage fire safety, energy efficiency and environmental education initiatives when awarding stars. To view the complete list of previous program awardees, visit <http://www.in.gov/idem/ctap/vehicle/5star/participants.pdf>

IDEM's other 5-Star environmental recognition programs include drycleaners, metal finishers and child care facilities.

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[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
March 19, 2003

Contact: Keri McGrath  
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## **Hottle joins IDEM as Media and Communications Director**

Daniel C. Hottle has joined the Indiana Department of Environmental Management (IDEM) as director of the agency's Media and Communications group.

Hottle will serve as IDEM's primary spokesperson and will lead a staff of professionals responsible for all media relations, print and electronic publications and Web site design and content.

Hottle, a 12-year veteran of the United States Marine Corps, served as a journalist and public affairs specialist in more than 30 locations throughout the world. As the senior correspondent for the 15<sup>th</sup> Marine Expeditionary Unit deployed to the Persian Gulf during 2001, he was among the first Marine ground troops to enter Afghanistan in response to the Sept. 11 U.S. terrorist attacks. The 32-year-old Zionsville resident was responsible for media relations as well as the safety and logistical support of more than 150 international reporters during the early days of Operation Enduring Freedom.

Hottle has been the recipient of numerous military and civilian commendations for journalism including the Marine Corps' Print Journalist of the Year award in 1994 and 1995. He was trained at the Department of Defense Information School, formerly located at Fort Benjamin Harrison, and holds a bachelor's degree in public affairs from the University of Massachusetts, Amherst.

Note to environmental reporters:

Hottle will be responsible for media relations in all IDEM program areas, but will concentrate on enforcement and pollution prevention issues. He can be reached directly at (317) 232-8557 or at [dhottle@dem.state.in.us](mailto:dhottle@dem.state.in.us)

Keri McGrath, a former newspaper reporter for the Anderson Herald Bulletin who has been with IDEM for two years, serves as the media team leader and Public Information Officer (PIO) for land quality issues. McGrath holds a bachelor's degree in journalism from Ball State. She can be reached directly at (317) 232-8512 or at [kmcgrath@dem.state.in.us](mailto:kmcgrath@dem.state.in.us)

Bonnie Nash, a former magazine editor, publisher and high school English teacher who has been with IDEM for two years, serves as the PIO for water quality issues. Nash holds a bachelor's degree in English from Oakland City University and a master's degree in journalism from Ball State. She can be reached directly at (317) 232-8596 or at [bnash@dem.state.in.us](mailto:bnash@dem.state.in.us)

Amy Hartsock, a former IDEM correspondence coordinator who has been with IDEM for seven years, serves as the PIO for air quality issues. Hartsock holds an associate's degree in applied sciences from Purdue University School of Engineering and Technology. She can be reached directly at (317) 233-4927 or at [ahartsoc@dem.state.in.us](mailto:ahartsoc@dem.state.in.us)

For complete information on IDEM's Media and Communications services, contact the MACS staff at (317) 232-8560 or visit [www.in.gov/idem/macs/](http://www.in.gov/idem/macs/).



# News

[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
March 21, 2003

**Contact:** Keri S. McGrath  
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## **IDEM Seeks Public Comment on Proposed Changes to Continental Steel Cleanup Plan**

**WHO:** Indiana Department of Environmental Management (IDEM) and U.S. Environmental Protection Agency (U.S. EPA)

**WHAT:** Public meeting for presentation of the proposed changes to cleanup plan

**WHEN:** Thursday, March 27, 2003, 7 to 9 p.m. EST

**WHERE:** Kokomo City Hall, Ralph W. Neal Council Chambers, 100 South Union Street, Kokomo

The Indiana Department of Environmental Management (IDEM) is seeking public comment on the agency's proposal to update parts of the cleanup plan for Continental Steel Superfund site in Kokomo.

The updates will reflect the findings of sampling data at the site and add that information to the cleanup plan, known as a Record of Decision which was issued in 1998. The public is invited to give oral and written comments at the meeting.

Proposed changes to the report include:

- Adding a complete list of the cleanup goals;
- Amending the cleanup goal for polychlorinated biphenyls (PCBs) in the sediment of Kokomo and Wildcat creeks. The new goal will be one part per million (ppm) instead of the original five ppm;
- Changing the groundwater cleanup goal to reflect new standards for arsenic;
- Adding a new task-based approach that will group similar cleanup activities.

The Continental Steel Superfund site is located on West Markland Avenue in Kokomo. From 1914 until bankruptcy and closure in 1986, Continental Steel produced nails, wire and wire fencing from scrap metal. Operations included the use, storage and disposal of hazardous materials. Contaminants of concern include metals, PCBs, polycyclic aromatic hydrocarbons and volatile organic compounds.

For those who wish to comment but cannot attend the meeting, written comments will be accepted until April 30, 2003 and should be mailed to: Pat Likins, Project Manager, IDEM, Office of Land Quality; P.O. Box 6015, Indianapolis, IN 46206-6015 or via e-mail to [plikins@dem.state.in.us](mailto:plikins@dem.state.in.us)

Detailed information about IDEM's Continental Steel cleanup project can be viewed at the Kokomo/Howard 11th floor, IGCN, 100 North Senate, Indianapolis or on-line at <http://www.in.gov/idem/land/federal/amendmentproposalrodconsteel.pdf>



# News

[www.IN.gov/idem](http://www.IN.gov/idem)

**Embargoed until 10 a.m.** April 3, 2003

Contact: Dan Hottle  
(317)-232-8557  
dhottle@dem.state.in.us

## **IDEM seeks closure of Pohlmann Farms hog operations**

The Indiana Department of Environmental Management (IDEM) petitioned the Montgomery Circuit Court today to order Pohlmann Hog Farm to close its swine operations by June 1, 2003, and to immediately hire an outside manager to operate its manure handling system until all swine are removed from the property.

The court action comes 10 days after the farm improperly discharged hundreds of gallons of hog manure into Little Sugar Creek. The March 24 spill was one of multiple incidents over the past 14 years in which the farm improperly discharged a total of nearly 1 million gallons of manure into the creek, harming water quality and killing more than 56,000 fish. In response to those and other violations of environmental laws and rules, IDEM and DNR have imposed, through either administrative or circuit court action, more than \$80,500 in penalties and ordered corrective action. The farm has paid those penalties and taken some corrective action.

IDEM Commissioner Lori F. Kaplan said IDEM has attempted to work within the administrative law process to encourage the farm to comply with environmental rules and laws. Farm owner, Klaus Pohlmann, indicated the farm was making a good faith effort to comply, she said.

"Clearly, the usual remedies have proven not to be enough. This operation must not be allowed to continue to pollute," Kaplan said. "In most cases, Indiana's agricultural producers try very hard to comply, and do, in fact, comply with the terms of their permits and environmental rules and laws."

Based on Pohlmann's pattern of improperly discharging manure, Kaplan asked Indiana Attorney General Steve Carter, on IDEM's behalf, to seek remedies in court. The court's actions may be quicker and more effective than those allowed under the state's administrative code, Kaplan said. The Indiana Department of Natural Resources (DNR) may join the petition at a later date.

"Unless it is enjoined by this court, it is believed that the defendants will continue to violate the applicable environmental laws and rules, which will result in immediate and irreparable harm to Little Sugar Creek and the citizens of Indiana," IDEM said in its court filing. In its four-count petition, IDEM asked the court to:

- Enter a preliminary and permanent injunction against Pohlmann Farms to prohibit the future discharge of manure into Little Sugar Creek;
- Declare Pohlmann Farms negligent;
- Declare the operation a public nuisance; and
- Impose civil penalties of up to \$25,000 a day per violation of past Agreed Orders, as well as the most recent spill.

**- more -**

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Specifically, IDEM has asked the court to order Pohlmann Farms to:

- Reduce its hog inventory to zero on or before June 1, 2003, and to conduct no future confined feeding operations at the site;
- Immediately hire an outside, independent commercial applicator to operate the entire manure handling system and perform all aspects of the daily operation of the manure handling system within state laws and rules;
- Immediately and within state guidelines apply all manure remaining on the farm;
- Beginning immediately, notify the Montgomery County Health Department, IDEM and DNR each morning before applying manure;
- Grant full access to the Montgomery County Health Department, IDEM and DNR to all areas where manure has been applied, where storm water runs and where records are maintained;
- Immediately begin monitoring and recording all pumping and land application events every two hours;
- Immediately locate and mark all field tile outlets and obtain plugging devices for all tiles that drain into Little Sugar Creek;
- Immediately inspect and monitor ammonia levels in the water in all drainage sources;
- Immediately modify a retention pond and take other action to correct drainage on the farm;
- Within 15 days install flow meters to measure volume of manure being applied;
- Establish vegetative strips at least 150-feet around storm water-carrying areas of every waterway and drainage area on the farm;
- Pay a civil penalty sufficient to deter future releases and in an amount up to \$25,000 per day per violation of past agreed orders and other violations of state law and administrative rule; and
- Any other relief deemed just and proper.

The DNR has authority under state law to seek restitution for damage done to fish, wildlife and habitat. The DNR, in a separate civil procedure, will submit to the Pohlmann Hog Farm a claim to pay for the damage the manure spill has done to the fishery and the aquatic habitat in and around Little Sugar Creek. If the Pohlmann Hog Farm does not agree to compensate the state for damage to the resource, the DNR claim will be added to the IDEM lawsuit.

Little Sugar Creek is about seven miles long, empties into Sugar Creek, which runs through Turkey Run and Shades state parks.

The waterway is not a direct source of drinking water for Montgomery County residents, but is a “water of the state,” which means damage to it is subject to enforcement actions under Indiana law. Pohlmann Farms operates its swine facility under a confined feeding permit issued by IDEM. The permit prohibits manure discharges into waters of the state.



[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**

April 7, 2003

**Contact:** Dan Hottle

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## **IDEM takes Action to Protect Evansville Neighborhood Affected by Potentially Dangerous Vapors**

The Indiana Department of Environmental Management (IDEM) is taking aggressive steps to identify the extent of and clean up contamination that has affected the indoor air of at least three properties in an Evansville neighborhood.

Recent sampling data indicates the presence of perchloroethylene (PERC), a chemical used for dry cleaning, in the indoor air of three properties in the neighborhood along the 600 block of Lincoln Avenue in Evansville. The properties were sampled after PERC was discovered in soil and groundwater at the nearby former Crescent Cleaner site. Crescent Cleaners, a drycleaner formerly located at nearby 666 Lincoln Ave., operated in the neighborhood from the 1930s until the late 1980s. IDEM has contacted the former operators of the drycleaner in addition to the former owners of the 666 Lincoln Avenue property, to seek their cooperation in further investigations and remediation of contamination at the former Crescent Cleaners Site.

Long-term, high-level exposure to PERC can cause cancer or damage the liver, kidney and central nervous system. People can be exposed to PERC through soil, ground water and air contaminated with PERC, by breathing the chemical as it is released from dry-cleaned clothes; breathing it at a workplace where PERC is used; and breathing it as it is released from household products that contain the chemical.

To address the potential dangers to residents, IDEM staff has gone door-to-door in the neighborhood surrounding the former Crescent Cleaners site to explain recent findings and to discuss additional sampling needs. IDEM is installing air treatment systems to remove contaminants from the impacted properties. Where elevated levels of PERC have been found in a home, IDEM has offered to provide temporary housing to those residents who choose not to stay in their home until an air treatment system is installed. The agency has also shared information about the health concerns related to chronic exposure to PERC to neighbors who may have been affected.

To expedite the investigation and address potential health threats to residents, IDEM is funding the sampling investigation and installation of air treatment systems. IDEM is negotiating with the responsible parties to conduct a cleanup and pay the associated costs. Further action from IDEM will include:

- Testing additional properties in the neighborhood, including Lincoln Elementary School;
- Notifying residents of test results; and
- Scheduling a public meeting to discuss additional action that may be necessary.



# News

[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
April 10, 2003

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## **IDEM, ISDH and Labor Department workshops geared to help salvage yards meet rules, protect workers**

Three state agencies are teaming to help auto salvage facility owners deal with the sometimes confusing state laws and rules that govern their operations related to the environment, workers' health and safety, and licensure.

Staff from the Indiana Department of Environmental Management (IDEM), Indiana State Department of Health (ISDH) and the Indiana Department of Labor/Bureau of Safety Education and Training (DOL/BuSET) will host workshops around the state beginning next week. The Bureau of Motor Vehicles (BMV) will also provide written information for the participants.

"This is a great way to pool state resources to give this important sector of our economy a one-stop-shop to have all their questions answered," said IDEM Commissioner Lori F. Kaplan. "IDEM is using these workshops to present a new manual designed to help auto salvage facilities meet environmental laws and rules. By expanding our focus, we hope to deliver our message as well as answer other questions the facility owners and workers may have."

"We're happy to take part in these workshops because it gives us an opportunity to reach out to an important part of our workforce," said Nancy Guyott, DOL Commissioner. "These workshops can help employers and employees prevent workplace accidents and keep Hoosiers on the job."

The laws and rules covered by the new manual and the workshops are not new. IDEM has conducted inspections of individual facilities but has not focused on this sector, which routinely deals with many potentially harmful fluids, materials and substances. If these items are not stored and disposed of properly, they can pollute Indiana's air, land and water.

Later this month, IDEM will be mailing copies of the free auto salvage manual to all known salvage facilities in the state. Companies that do not receive a manual should contact IDEM at its toll-free number (800) 451-6027 and ask for extension 30701, or they may go online at <http://www.in.gov/idem/autosalvage/> and download a copy.

Although inspections of these facilities occur throughout the year, a focused inspection effort will take place this summer. Appropriate enforcement action will be taken against those facilities found to be in non-compliance.

- More -

Topics to be covered in the workshops by IDEM include an overview of the new auto salvage compliance manual, guidelines to help facilities determine if they generate hazardous waste at their facility, how to properly clean up contamination and rules governing storm water run-off.

ISDH representatives will discuss radiologic issues. “The ISDH Indoor and Radiological Health Program responds to approximately 50-60 radiation alarms at scrap metal recyclers, metal processors, steel mills and other solid waste facilities throughout Indiana annually. These workshops offer us an opportunity to educate local scrap/auto salvage operators about the possible health and safety issues concerning the discovery of radioactive sources. The ISDH is pleased to participate in these workshops,” said Rex Bowser, radiation specialist.

IDOL/BuSET staff will talk about worker safety requirements. Written information concerning licensing requirements will be available from BMV.

The auto salvage workshops planned are as follows:

**New Albany**, April 15, at the Community Foundation at One Commerce Square;  
**Bloomington**, April 23, at the Small Business Development Center;  
**Terre Haute**, April 29, at the Chamber of Commerce;  
**Evansville**, May 7 at IDEM’s Southwest Regional Office;  
**Fort Wayne**, May 15, at the Chamber of Commerce;  
**Indianapolis**, May 21, at the Indiana Development Finance Authority at One North Capitol;  
**Gary**, May 28, at IDEM’s Northwest Regional Office;  
**South Bend**, June 11, at IDEM’s Northern Regional Office;  
**Muncie**, June 4, at Ivy Tech Community College on South Cowan Road.  
**Monticello**, June 18 at the Courthouse

Participants must register for the sessions, which are free-of-charge and will run from 9 a.m. to 5 p.m. Space may be reserved by calling IDEM’s toll-free number (800) 451-6027 and asking for extension 32370. Online registration is available at <http://www.in.gov/idem/autosalvage/workshops> .



# News

[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**

April 14, 2003

**Contact:** Dan Hottle

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## **IDEM awards \$260,640 in household hazardous waste grants**

Every day Americans discard four million pounds of household hazardous waste. These wastes, such as nail polish, paint thinner and batteries, end up in landfills where they could pose health and environmental threats.

To encourage responsible disposal of these unlikely sources of pollution, The Indiana Department of Environmental Management (IDEM) issues grants annually for projects involving the collection, recycling, or disposal of household hazardous waste throughout Indiana.

“Many Hoosiers don't realize the environmental damage they can cause by dumping household cleaners, paint thinner or motor oil down drains or tossing them in the trash,” said Lori F. Kaplan, IDEM commissioner. “These wastes can contaminate our land, air and ground water, creating a public health risk. That's why it is so important to properly manage these hazards and educate Hoosiers about their dangers.”

Awarded since 1994, these grants are funded through the Hazardous Substance Response Trust Fund. IDEM requires a recipient to match the grants with cash or in-kind services of equal value.

The following programs received grants totaling \$260,640 from IDEM. They are:

- City of Clinton (Vermillion County): Awarded a grant of \$16,048 to establish a permanent household hazardous waste program.
- Grant County Highway Department: Awarded a grant of \$60,000 to establish a permanent household hazardous waste program.
- Hamilton County Solid Waste Management District: Awarded a grant for \$60,000 for recycling/disposal assistance.
- Monroe County Solid Waste Management District: Awarded a regional grant for \$75,000 for recycling/disposal assistance. Monroe County SWMD is hosting this grant on behalf of the Indiana Household Hazardous Waste Task Force, a group of solid waste management districts who work cooperatively on household hazardous waste issues. Grant funds will be used to provide the safe collection and proper recycling and disposal of household hazardous waste.
- Three Rivers Solid Waste Management District (Fayette, Henry and Rush Counties): Awarded a grant for \$28,592 to establish a permanent household hazardous waste program.
- Tipton County Solid Waste Management District: Awarded a grant for \$6,000 for recycling/disposal assistance.
- Wildcat Creek Solid Waste Management District: Awarded a grant for \$15,000 for recycling/disposal assistance.

For more information about IDEM's Household Hazardous Waste Grant Program, visit

<http://www.in.gov/idem/oppta/hhw/grants/index.html>



# News

[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
April 17, 2003

**Contact:** Bonnie Nash  
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## **O'Bannon signs new rule requiring communities to warn Hoosiers about *E. coli*-contaminated waters**

Governor Frank O'Bannon has authorized a new rule that requires Hoosier communities to alert their residents when Indiana waterways are contaminated by waste discharged from combined sewer overflows (CSO).

"This rule will help us protect Hoosiers from harm while we continue the work of correcting the systems that allow these overflows to be a problem," O'Bannon said. "We can't correct the infrastructure needs overnight, but we can – and should – give people fair warning when the quality of their waterways has been

The rule targets communities that have sewer collection systems which handle storm water, sanitary sewage, and industrial wastewater in a single pipe. In dry weather, these sewer systems channel all the wastewater to treatment plants where it is fully treated to remove contamination, including harmful bacteria, before being discharged into waterways. Many states in the northern portions of the United States have similar problems; in Indiana 105 communities have these combined sewer systems.

The overflows pose health risks because of the level of *E.coli* bacteria and other associated human pathogens that exist in untreated sanitary waste. The rule requires these communities to notify people who may be exposed to the pathogens immediately upon learning of an overflow.

Those to be notified include the public at large, residents who live on or near affected waters, schools near the sites, and drinking water systems that withdraw water up to 10 miles downstream of these outfalls. The notice should include signs posted at places where people will have a high potential of coming into contact with discharges from CSOs, print and broadcast media alerts or other communications to people who specifically request to be notified. The notice should explain the problem and give people tips on how to avoid exposure.

The signs should bear a message similar to this one: "Caution–Sewage or Wastewater pollution. Sewage or Wastewater may be in this water during and for several days after periods of rainfall or snow melt. People who swim in, wade in, or ingest this water may get sick. For more information, please call [insert local sewer authority, telephone number, and, if available, a Web site address]."

Lori F. Kaplan, commissioner of the Indiana Department of Environmental Management, was pleased to see the rule become effective. "Many communities are already providing this important notice," she pointed out. "We have been working with the 105 affected Indiana communities to develop corrective plans, but we know it will take some time before all of the systems are corrected. The good news is that we are working toward that goal."

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The rule was adopted by the Water Pollution Control Board in January but needed the governor's signature to become effective. It stems from Senate Enrolled Act 431 from 2000, which ordered the board to adopt the rule for facilities that hold National Pollutant Discharge Elimination System (NPDES) permits.

The rule was written with input from a number of CSO community representatives, the Indiana Association of Cities and Towns, the Hoosier Environmental Council and Improving Kids Environment (IKE), which promoted the 2000 legislation.

People infected with *E. coli* and associated human pathogens can experience diarrhea and stomach cramping with little or no fever, ear and eye infections. Symptoms usually begin two to five days after exposure and last for approximately five to 10 days.

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# News

[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
April 29, 2003

Contact: Dan Hottle  
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## **Five Hoosier athletic fields get new life thanks to \$90,000 in waste tire recycling grants from IDEM**

Athletes from five Indiana schools will be playing on fields energized by recycled tires thanks to \$90,000 worth of grants from the Indiana Department of Environmental Management (IDEM).

Each school receiving a grant will use rubber from about 7,000 recycled scrap tires, or roughly 100,000 pounds of recycled rubber, to augment the natural turf of their athletic field playing surfaces.

Incorporating finely ground rubber particles, called "crumb rubber," from scrap tires into natural turf grass fields makes the soil less dense, which reduces soil compaction and improves water and nutrient flow to the roots. This "softer" soil also helps prevent injuries when athletes hit the ground.

"Waste tires rank among the most significant environmental problems Indiana faces. This project will let us recycle 35,000 worn-out tires while giving our young students a safer place to practice football and soccer — sports where students are often hitting the ground hard," said IDEM Commissioner Lori F. Kaplan. "This is recycling at its best."

Funding for the grants comes from the state's Waste Tire Management Fund and matching funds from the Ford Motor Company. The following schools received IDEM grants:

Ben Davis High School, Marion County : awarded \$30,000 for one football and one soccer field.

Beech Grove City Schools, Marion County: awarded \$15,000 for one athletic field.

Decatur Central High School, Marion County: awarded \$ 15,000 for one football field.

Lake Central School Corporation, Lake County: awarded \$15,000 for one football field.

Taylor University, Grant County: awarded \$15,000 for one football field

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**For Immediate Release:**

May 1, 2003

**IDEM Contact:**

Amy Hartsock

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[ahartsoc@dem.state.in.us](mailto:ahartsoc@dem.state.in.us)

## Ozone season begins May 1

The Indiana Department of Environmental Management (IDEM) cautions Hoosiers that Indiana experiences its highest levels of ground-level ozone between May 1 and September 30. On hot, sunny days, when the air is still, conditions are right for pollutants from cars, power plants and other industries to form ground-level ozone pollution.

Ozone pollution, which forms when pollutants are “cooked” by sunlight, can irritate the respiratory tract and cause other respiratory problems, including coughing and difficulty in breathing. Young children, the elderly and individuals who have asthma or heart disease can be particularly sensitive. There are a number of simple ways citizens can help reduce air pollution at its source and keep the air cleaner. Tips include:

- Carpooling and grouping errands into one trip.
- Taking public transit.
- Avoiding refueling vehicles in the heat of the day.
- Avoiding using gas-powered lawnmowers on hot, sunny days.
- Cutting back on lights and air conditioning at home.
- Using energy efficient appliances and light bulbs.

Throughout ozone season, IDEM will provide daily information and ozone forecasts on its “Smog Watch” Web site at: <http://www.in.gov/idem/air/smog/index.html>. IDEM will issue advisories and ask citizens to take actions, like those listed above, during upcoming “Ozone Action Days,” when weather forecasts indicate concentrations of ozone pollution will be high, in Lake, Porter, Saint Joseph, Elkhart and Allen counties.

The Indianapolis area “Knozone” program will issue advisories for the Indianapolis area. The City of Evansville’s Environmental Protection Agency (Evansville E.P.A.) will issue advisories for the Evansville area in coordination with the Vanderburgh County Ozone Office. The Louisville Metro Air Pollution Control District issues advisories for the local area including Clark and Floyd counties.

Ride-sharing programs, advertising campaigns and other voluntary ozone programs are promoted through local and regional organizations, including the Northwestern Indiana Regional Planning Commissioner (NIRPC) in Northwest Indiana, the Michiana Area Council of Governments (MACOG) in North Central Indiana, the Kentuckiana Ozone Prevention Coalition (KOPC) in Southern Indiana and the Knozone program in Central Indiana.

For more information, contact Amy Hartsock at (317)233-4927, (800)451-6027 or [ahartsoc@dem.state.in.us](mailto:ahartsoc@dem.state.in.us).



[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
May 2, 2003

**Contact:** Listed below.

## **IDEM, Indiana Recycling Coalition Team Up to Delete Harmful Electronic Dumping**

Indiana is home to about six million computers, each of which contains lead or mercury or other potentially harmful materials. As those devices age, they are routinely thrown away or set aside – harmful materials included – by their owners rather than being reused or recycled.

A new partnership called the E-Scrap Action Program is designed to reprogram the way Hoosiers think about getting rid of their obsolete computers and other electronic devices. Supported with a \$40,000 grant from The Indiana Department of Environmental Management (IDEM) and spearheaded by the Indiana Recycling Coalition (IRC), a statewide not-for-profit organization, the fledgling program has captured the attention of many of Indiana's business and civic leaders.

"Most of us don't even realize that all those electronic gadgets we use and play with contain materials that can be harmful if not disposed of properly," said Indiana's First Lady, Judy O'Bannon. "This project is great because it helps us get the most out of used products through recycling, and it also helps keep hazardous materials like lead away from our kids."

Solid waste experts estimate that nearly 250 million computers in the U. S. will become obsolete by 2005. In Indiana, that means those same six million computers could be ready for the scrap heap in just two years. Based on today's disposal habits, only 11 percent of that equipment will be recycled. The rest will be landfilled or stockpiled in basements, attics or storage units. Consider what hazards those products can contain:

- Older model computer monitors and televisions contain an average of four pounds of lead;
- Laptop video displays and circuitry in some older computers contain mercury;
- Many electronic products also have internal batteries that contain heavy metals like cadmium; and
- Some older equipment with capacitors may also contain polychlorinated biphenyls (PCBs).

When these devices are improperly disposed of, the harmful materials can escape, and products that can have another useful life are wasted. The E-Scrap Action Program will work to create public awareness of the issue and develop practical and cost-effective ways to properly manage electronics waste.

"Most people think recycling involves only newspapers, glass, aluminum and plastic products," said IDEM Commissioner Lori F. Kaplan. "But we need to get Hoosiers thinking about the benefits of reusing electronic devices and the risks that improper disposal techniques pose. This program will help us accomplish both goals."

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IDEM and IRC will launch the program statewide May 7 with a press conference and the first in a series of stakeholder meetings with representatives of electronics manufacturers, distributors, retailers, purchasers, refurbishers, and recyclers to generate awareness and to attract more business interest. The stakeholder meeting will be held at 2 p.m. at the Indianapolis Marriott East. The events will demonstrate the support from business and industry that already exists.

“We need the input of large and small business leaders, state and local government officials and not-for profit program directors to make this endeavor a success,” emphasized IRC Executive Director Michelle Cohen. “Although facilities and programs exist for properly managing unwanted electronics, much more needs to be done to improve and expand our capabilities throughout Indiana.”

“Indiana has a rapidly proliferating surplus of electronic technology, most of which is in excellent working order. This project can help us match supply with need,” said John Crooks, director of the Indianapolis-based non-profit organization Virtual Scavengers Project. Crooks’ organization uses volunteers to refurbish and redistribute computers to under-served populations to help bridge the technology gap in Indiana.

“There needs to be leadership so that all e-scrap is managed reliably and legitimately,” said Eric Goldsmith, vice president of Environmental Information and Corporate Development for The Goldsmith Group, an Indianapolis electronics recycling company. “This project offers hope for that.”

Mark E. Vander Kooy, president of Asset Forwarding Corporation, who works with businesses to manage obsolete business equipment and furniture, sees the program as “an excellent opportunity to ensure

For more information about the E-Scrap program or to attend the stakeholder meeting, contact the Indiana Recycling Coalition at (877) 283-9550, or visit [www.indianarecycling.org](http://www.indianarecycling.org)

IDEM Contact: Dan Hottle (317) 232-8557 [dhottle@dem.state.in.us](mailto:dhottle@dem.state.in.us)

IRC Contact: Michelle Cohen (812) 988-9946 [info@indianarecycling.org](mailto:info@indianarecycling.org)



[www.IN.gov/idem](http://www.IN.gov/idem)

**For immediate release**

Contact: Dan Hottle  
(317)-232-8557  
dhottle@dem.state.in.us

## **IDEM enforced 575 environmental violations, collected \$3 million in penalties in 2002**

The Indiana Department of Environmental Management (IDEM) took enforcement action on 575 violations of the state's environmental laws last year and collected more than \$3 million in penalties from those who directly or indirectly harmed Indiana's air, land or water, according to the agency's 2002 Enforcement Report.

"Most Hoosiers take very careful steps to protect and preserve Indiana's natural resources," said IDEM Commissioner Lori F. Kaplan. "However, it is our job to take corrective measures to ensure that those who do not comply with state environmental laws are brought back into compliance and to hopefully deter future violations."

The newly released report compiles data on actions IDEM has taken in five areas since 1998: air, water, hazardous waste, solid waste and underground storage tanks. In that time, the agency has collected \$16.2 million in environmental penalties. The funds collected from enforcement actions are placed into the Environmental Management Special Fund used to support environmental permit programs, to match federal grant monies and to respond to environmental emergencies.

Kaplan said the report is being publicized to fulfill the agency's responsibility to report its actions to Indiana citizens.

A total of 575 notices of violation (NOV) were issued to Hoosiers in 2002. These actions were a result of 879 agency investigations and inspections as well as public complaints that were referred to IDEM's Office of Enforcement. An NOV is one of the first steps in the administrative enforcement process. It informs a business or individual that IDEM believes violations of environmental laws or regulations have occurred.

Other administrative enforcement actions processed in 2002 include:

- 329 Agreed Orders, or negotiated settlements;
- 16 Commissioner's Orders, which direct immediate corrective action be taken;
- Five cases referred to the Indiana Attorney General's Office; and
- 24 cases referred to the United States Environmental Protection Agency.

Although processed in 2002, some of these follow-up actions and penalties result from cases that were opened in previous years.

-more-

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“Our primary concern when we receive a referral from our field investigative staff or a public complaint is to immediately stop any harm to the environment if we positively confirm illegal actions have occurred,” said Felicia Robinson, IDEM’s Deputy Commissioner for Enforcement and Legal Affairs. “Then we can use our box of administrative tools to work with those involved and correct problems so that they don’t happen again.”

The report is available at <http://www.in.gov/idem/enforcement/oe/enfrpt02/index.html>. Users can also log on to the agency’s enforcement database at [http://www.in.gov/serv/idem\\_oe\\_order](http://www.in.gov/serv/idem_oe_order) and search actions by company name, county and type of violation.

An explanation of IDEM’s administrative enforcement process and other Frequently Asked Questions can also be found on the site.



[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**

June 2, 2003

**Contact:**

Keri McGrath

(317)232-8512

[kmcgrath@dem.state.in.us](mailto:kmcgrath@dem.state.in.us)

## **IDEM investigates PCB contamination near Montgomery County community swimming pool; pool to remain closed**

The Indiana Department of Environmental Management (IDEM) is investigating the presence of polychlorinated biphenyl (PCB) contamination in soil near the Pleasant Meadows Park Association Pool on Valley Drive in Crawfordsville.

As a precautionary measure to protect human health, IDEM has recommended the pool remain closed until further soil testing can be conducted.

IDEM Commissioner Lori F. Kaplan said people who have used the pool in past years should not be unduly alarmed by the presence of the PCBs, but should be aware of the investigation.

"Exposure to the affected soil would have been minimal because the pool area is used only three months of the year, and the affected areas have been covered by grass and undisturbed for years," Kaplan said. "We will test the area, though, in the interest of being as protective of human health as possible." IDEM's sampling data should indicate the levels of PCB present in the soil and determine the extent of the contamination, Kaplan said.

The contamination was discovered during sampling activities conducted by an environmental contractor as a part of the on-going Shelly Ditch remediation project overseen by the U.S. Environmental Protection Agency. Because the chemical composition of the PCBs found near the pool is different from the chemical composition of the PCBs found in Shelly Ditch, the source of the contamination is not yet known.

PCBs are man-made mixtures of synthetic, chlorinated, organic chemicals used in industrial or commercial applications. Exposure to PCBs typically occurs from eating foods contaminated with PCBs, including fish, meat and dairy products and from drinking contaminated well water.

For more information on PCBs: <http://www.in.gov/idem/macsfactsheets/media/pcbs.pdf>.

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# News

[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
June 16, 2003

Contact: Bonnie Nash  
(317) 232-8596  
[bnash@dem.state.IN.us](mailto:bnash@dem.state.IN.us)

## **Want to know how to get money to improve your neighborhood's water quality? Ask IDEM.**

Indiana Department of Environmental Management (IDEM) staff will visit neighborhoods around the state this month to explain how groups such as units of government, nonprofit organizations and universities can apply for money to improve water quality in their watershed. The money comes from the Federal Clean Water Act Section 319 Grant Program, which provides funding for various types of projects that work to reduce nonpoint source water pollution.

Nonpoint source pollution comes from many sources (locations) instead of from one discharge point, such as a pipe. It occurs when rain or melted snow washes over roads, parking lots, compacted soil or agricultural fields and removes oil, debris, soil and fertilizer. The water and pollutants from these diverse locations are washed into storm sewers or are carried overland in runoff – untreated – to the nearest stream, river, lake or groundwater.

During the meetings, IDEM staff will explain changes in the Section 319 Grant Program for the 2004 federal fiscal year grant solicitation, and they will assist applicants in applying for the grants. Grant proposal deadline is October 1, 2003, for projects that may start in summer of 2004.

Meetings are scheduled for the following cities:

**Petersburg**, June 17, Pike County Courthouse, 10 to 11:30 a.m.

**Rensselaer**, June 18, Rensselaer Public Library, 10 to 11:30 a.m.

**Columbia City**, June 24, Peabody Public Library, 10 to 11:30 a.m.

**Indianapolis**, June 25, Indiana Government Center North, room 1319, 1 to 3 p.m.

**North Vernon**, June 26, Jennings County Public Library, 10 to 11:30 a.m.

Additional information about the Section 319 Nonpoint Source Grant Program is available on IDEM's Web site at <http://www.IN.gov/idem/water/planbr/wsm/index.html> .



# News

[www.IN.gov/idem](http://www.IN.gov/idem)

**For Immediate Release:**  
June 25, 2003

**Contact:** Judy Dicus Thomann  
(812) 380-2305 after June 30  
[jthomann@dem.state.in.us](mailto:jthomann@dem.state.in.us)

## **Flags to be raised again after 3-year hiatus as IDEM Southwest Regional Office bids Evansville farewell; Petersburg hello**

For many years, the American and Indiana flags were raised each morning outside the Indiana Department of Transportation's (INDOT) sub-district office at 1120 Vincennes Avenue in Petersburg, but when the office closed in 2001, the flags were retired.

Both "Old Glory" and the "Indiana Torch" will rise again at 8:30 a.m., Monday, June 30, when the Indiana Department of Environmental Management (IDEM) opens its Southwest Indiana Regional Office in the formerly vacant building. The agency's current office, located in Evansville, will close Friday, June 27.

"We're happy to be joining the Petersburg community and to have a more centralized base of operations for the 13 counties we serve," said Judy Dicus Thomann, director of the office. "This is a win-win for the state because we're saving money, and we'll be more conveniently located for Hoosiers. Plus, we are excited to be able to return an old tradition to the community."

Thomann said IDEM will also plant flowers around the flag poles, another INDOT habit that Petersburg residents told her that they'd missed for the last three years. Petersburg Mayor Randy Harris said his community is thrilled to know the flags will be raised again, the property used again and that more people will be working and adding to the local economy.

"It'll be great to see that building filled with people again," he said. "And our restaurants, gas stations and stores will be happy to welcome them, too."

IDEM's partnership with INDOT to use the vacated INDOT building is expected to save about \$152,000 in rent, utilities and other administrative expenses over the next four years.

In addition to those cost savings, IDEM is strictly adhering to the agency's mission to reduce, reuse and recycle as it relocates the office where 14 people will report to work. IDEM will recycle unneeded furniture and equipment, transferring it as surplus to INDOT. That recycling effort will save about \$6,000 by not having to transport the equipment to an Indianapolis warehouse.

All of the other equipment, down to paperclips and recycling bins, will make the move to Petersburg. "We are purging some files and recycling the paper, but nothing that can be recycled, will be thrown away," Thomann said. "If we can use it, we'll move it; if we can't, we'll find a state agency that can. This will be a

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very environmentally friendly move."

The move will be accomplished with a minimum of service interruption as well. Telephone service at the Evansville office will be shut off at the close of the business day on Friday June 27, and service will begin minutes later at the Petersburg office to cover any weekend emergencies.

To reach IDEM's new regional office:

Toll-free: 888-672-8323

General number: 812-380-2305

Address: 1120 Vincennes Avenue

P.O. Box 128

Petersburg, IN 47567

The IDEM regional office provides Southwestern Indiana with closer-to-home services also offered by the agency's headquarters in Indianapolis, which include: emergency response, compliance inspectors for air, land and water, and technical assistance and pollution prevention. The regional office serves Crawford, Daviess, Dubois, Gibson, Knox, Martin, Orange, Perry, Pike, Posey, Spencer, Warrick and Vanderburgh counties. Petersburg is in Pike County. Evansville is in Vanderburgh County.



## INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT 2003 LEGISLATIVE SUMMARY

Please visit the following IDEM legislative web site for this legislative summary and other legislative information: [www.in.gov/idem/busleg](http://www.in.gov/idem/busleg)

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## **MULTI-PROGRAMS**

### **STATE BIENNIAL BUDGET**

[HEA 1001](#) (P.L. 224-2003)

*SECTION 5C; Noncode*

*Effective July 1, 2003*

- Appropriations from the State General Fund and specific dedicated funds are made for each IDEM program for the next two state fiscal years (FY 2003-2004 and FY 2004-2005).

### **ENVIRONMENTAL PERMIT RENEWALS**

[HEA 1671](#) (P.L. 240-2003)

*SECTION 9; Amends IC 13-15-4-1*

*Effective July 1, 2003*

*SECTION 10; Amends IC 13-15-4-11*

*Effective July 1, 2003*

*SECTION 11; Adds IC 13-15-4-12.1*

*Effective July 1, 2003*

- An applicant may not receive a refund of a permit application fee if the permit application concerned the renewal of a permit.
- When a person holding a valid permit concerning an activity of a continuing nature has made a timely and sufficient application for a renewal permit under the rules of one of the boards, IDEM must approve or deny the application on or before the expiration date stated in the permit for which renewal is sought.

### **60-DAY PERMIT REVIEW TIME FRAME**

[HEA 1671](#) (P.L. 240-2003)

*SECTION 9; Amends IC 13-15-4-1*

*Effective July 1, 2003*

- The application fee threshold is lowered from \$100 to \$49 for any permit not specifically described under IC 13-15-4-1 that would fall under the 60-day permit review time frame.

### **ENVIRONMENTAL RULEMAKING**

#### **Additional Requirements for Rules that Exceed Federal Standards**

[HEA 1671](#) (P.L. 240-2003)

*SECTION 4; Amends IC 13-14-9-3*

*Effective July 1, 2003*

*SECTION 5; Amends IC 13-14-9-4*

*Effective July 1, 2003*

*SECTION 8; Amends IC 13-14-9.5-1.1*

*Effective July 1, 2003*

*SECTION 13; Noncode subsection (b)*

*Effective July 1, 2003*

*Expires January 1, 2004*

- For a first notice of a public comment period in the Indiana Register, the description of the subject matter and purpose of the proposed rule is expanded to include the following:
  - 1) A statement indicating whether each alternative is imposed under federal law.
  - 2) A statement explaining how each alternative that is not imposed under federal law differs from federal law.
  - 3) Any information known to IDEM about the potential fiscal impact of each alternative that is not imposed under federal law.
- For a second notice of a public comment period in the Indiana Register and for rules under the 7-year sunset provision, the information provided in the notice is expanded to include the following:
  - 1) Identify each element of the proposed rule that imposes a restriction or requirement on persons to whom the proposed rule applies that is not imposed under federal law.

- 2) With respect to each element identified, identify:
  - A) the environmental circumstance or hazard that dictates the imposition of the proposed restriction or requirement to protect human health and the environment;
  - B) examples in which federal law is inadequate to provide the protection; and
  - C) the estimated fiscal impact and expected benefits based on the extent to which the proposed rule exceeds the requirements of federal law.
- 3) For any element of the proposed rule that imposes a restriction or requirement that is not imposed under federal law, describe the availability for public inspection of all materials relied upon by IDEM in the development of the proposed rule, including, if applicable:
  - A) health criteria
  - B) analytical methods
  - C) treatment technology
  - D) economic impact data
  - E) environmental assessment data
  - F) analyses of methods to effectively implement the proposed rule
  - G) other background data
- These provisions apply to proposed rules for which IDEM provides notice of the first public comment period in the Indiana Register after June 30, 2003.

#### **Fiscal Analyses of Rules**

[HEA 1671](#) (P.L. 240-2003)

*SECTION 2; Amend IC 4-22-2-28*

*Effective July 1, 2003*

*SECTION 6; Adds IC 13-14-9-4.2*

*Effective July 1, 2003*

*SECTION 7; Amends IC 13-14-9-4.5*

*Effective July 1, 2003*

*SECTION 13; Noncode subsection (b)*

*Effective July 1, 2003*

*Expires January 1, 2004*

- IDEM is required to give written notice to Legislative Services Agency of the proposed date of preliminary adoption of the proposed rule not less than 66 days before that date.
- Legislative Services Agency shall prepare the fiscal analysis not later than 21 days before the proposed date of preliminary adoption of the proposed rule.
- Not less than 14 days before the date of preliminary adoption of a proposed rule by a board, IDEM must make available to the board the fiscal analysis prepared by Legislative Services Agency.
- When publishing a third notice of a public comment period in the Indiana Register, the fiscal analysis must also be included.
- These provisions apply to proposed rules for which IDEM provides notice of the first public comment period in the Indiana Register after June 30, 2003.

#### **Public Input on Nonrule Policy Documents**

[HEA 1671](#) (P.L. 240-2003)

*SECTION 3; Amends IC 13-14-1-11.5*

*Effective July 1, 2003*

*SECTION 13; Noncode subsection (a)*

*Effective July 1, 2003*

*Expires January 1, 2004*

- Before presenting a proposed nonrule policy document to the appropriate board, IDEM must make the following information available to the public at least 45 days before the presentation, including posting the information on the IDEM web site:
  - 1) The proposed nonrule policy document.
  - 2) Information on the availability for public inspection of all materials relied upon by IDEM in the development of the proposed nonrule policy document, including, if applicable:
    - A) health criteria

- B) analytical methods
- C) treatment technology
- D) economic impact data
- E) environmental assessment data
- F) other background data
- 3) The date, time, and location of the presentation to the appropriate board.
- 4) Information regarding the opportunity for a person to comment to IDEM and the appropriate board on the proposed nonrule policy document before or at the time of the presentation.
- IDEM must provide to the appropriate board at the time of the presentation, a copy of all comments made.
- These new requirements apply to proposed nonrule policy documents presented to a board after June 30, 2003.

### **EQSC Study of Environmental Rulemaking Process and Board Membership**

[HEA 1671](#) (P.L. 240-2003)

SECTION 12; Noncode

Effective May 8, 2003

Expires January 1, 2004

- Before November 1, 2003, the Environmental Quality Service Council (EQSC) is directed to do the following:
  - 1) Consider whether the rulemaking operations of the Air Pollution Control Board, the Water Pollution Control Board, and the Solid Waste Management Board are sufficiently independent of the influence of IDEM and other state agencies or entities.
  - 2) Consider the overall efficiency of rulemaking operations of the boards.
  - 3) Submit its final report on these matters to the Governor and the executive director of Legislative Services Agency.

### **Office of Environmental Adjudication Notification of Final Orders to Environmental Boards**

[HEA 1671](#) (P.L. 240-2003)

SECTION 1; Amends IC 4-21.5-7-3

Effective May 8, 2003

- The Office of Environmental Adjudication is directed to notify the Air Pollution Control Board, the Water Pollution Control Board, the Solid Waste Management Board, or the Financial Assurance Board of a final order of the Office of Environmental Adjudication that interprets a rule of the respective board, or a statute under which a rule of the board is authorized.

### **RULEMAKING RESTRICTIONS FOR STEEL MILLS AND FOUNDRY INDUSTRIES**

[HEA 1221](#) (P.L. 231-2003)

SECTION 6; Noncode

Effective May 8, 2003

Expires July 1, 2005

- The Air Pollution Control Board, Water Pollution Control Board, and Solid Waste Management Board are prohibited from adopting a new rule, and IDEM is prohibited from adopting a new policy, before July 1, 2005, if the new rule or policy would require certain types of industries to comply with a standard of conduct that exceeds the standard established in a related federal regulation or regulatory policy.
- This provision applies to certain steel, iron, aluminum, copper, and nonferrous foundries and steel mills that function under specified primary Standard Industrial Classification (SIC) codes, and that experienced at least a 10% job loss or a 10% decline in production in calendar years 2001 and 2002.

## **PUBLIC RECORDS—AVAILABILITY OF SENSITIVE ENVIRONMENTAL INFORMATION**

[HEA 1242](#) (P.L. 173-2003)

SECTION 5; Amends IC 5-14-3-4(b)(19)      *Effective May 7, 2003*

SECTION 6; Amends IC 5-14-3-9(d)      *Effective May 7, 2003*

[HEA 1935](#) (P.L. 261-2003)

SECTION 7; Amends IC 5-14-3-4(b)(19)      *Effective May 8, 2003*

SECTION 8; Amends IC 5-14-3-9(d)      *Effective May 8, 2003*

- A record or a part of a record is excepted from public inspection and copying at the discretion of a public agency if public disclosure of the record would have a reasonable likelihood of threatening public safety by exposing a vulnerability to terrorist attack, including:
  - A) the location of community drinking water wells and surface water intakes;
  - B) infrastructure records that disclose the configuration of critical systems such as communication, electrical, ventilation, water, and wastewater systems; and
  - C) a record assembled, prepared, or maintained to prevent, mitigate, or respond to an act of terrorism under IC 35-47-12-1 or an act of agricultural terrorism under IC 35-47-12-2.
- This provision does not apply to a record or portion of a record pertaining to a location or structure owned or protected by a public agency in the event that an act of terrorism or an act of agricultural terrorism has occurred at that location or structure, unless release of the record or portion of the record would have a reasonable likelihood of threatening public safety by exposing a vulnerability of other locations or structures to terrorist attack.
- If an agency receives a request to inspect or copy a record that the agency considers to be excepted from disclosure under IC 5-14-3-4(b)(19), the agency may consult with the Counterterrorism and Security Council. If an agency denies the disclosure of a record or a part of a record under IC 5-14-3-4(b)(19), the agency or the Counterterrorism And Security Council shall provide a general description of the record being withheld and of how disclosure of the record would have a reasonable likelihood of threatening the public safety. This provision applies to a board, a commission, a department, a division, a bureau, a committee, an agency, an office, an instrumentality, or an authority, by whatever name designated, exercising any part of the executive, administrative, judicial, or legislative power of the state.

[HEA 1935](#) (P.L. 261-2003)

SECTION 5; Amends IC 5-14-3-2      *Effective May 8, 2003*

- The term “used” is removed from the definition of “public record.”

## **PUBLIC NOTICES OF MEETINGS**

[SEA 169](#) (P.L. 200-2003)

SECTION 1; Amends IC 5-14-1.5-5      *Effective July 1, 2003*

- The methods of public notice requirement for meetings to all news media, which deliver by January 1 an annual written request for the public notices for the next succeeding calendar year, is expanded to transmitting the notice by e-mail or fax, as well as by U.S. mail.

## **SUBMITTAL OF REPORTS IN ELECTRONIC FORMAT**

[SEA 75](#) (P.L. 51-2003)

SECTION 1; Adds IC 5-14-6

*Effective July 1, 2003*

SECTION 2; Noncode

*Effective April 24, 2003*

*Expires January 1, 2005*

- A “report” includes any annual report or other report that is required by statute or voluntarily submitted. A “report” does not include any document prepared for, or at the request of, an individual member or committee of the General Assembly.
- A public agency is prohibited from submitting a report on paper to the IN General Assembly, Legislative Services Agency (LSA), or the Legislative Council. A public agency must submit a report in an electronic format specified by the executive director of LSA.
- An electronic copy of a report must be delivered to the executive director of LSA. A report that is to be sent to each member of the General Assembly is to be sent by e-mail. The public agency must also post the report on the Internet.

## **SENTENCING POLICY STUDY COMMITTEE**

[HEA 1145](#) (P.L. 140-2003)

SECTION 1; Noncode

*Effective July 1, 2003*

*Expires December 31, 2004*

- The Sentencing Policy Study Committee is established to evaluate sentencing laws and policies.
- The committee is required to submit a final report of the results of its study to the Legislative Council before November 1, 2004.

## **CLASS D FELONY CONVICTIONS**

[HEA 1260](#) (P.L. 98-2003)

SECTION 1; Amends IC 35-38-1-1

*Effective July 1, 2003*

SECTION 2; Adds IC 35-38-1-1.5

*Effective July 1, 2003*

- A court may enter judgment of conviction as a Class D felony with the express provision that the conviction will be converted to a conviction as a Class A misdemeanor within three years if the person pleads guilty to a Class D felony that qualifies for consideration as a Class A misdemeanor, if the person fulfills certain conditions, and if other specified conditions are met.

## **GOVERNMENT EFFICIENCY COMMISSION**

[HEA 1001](#) (P.L. 224-2003)

SECTION 244; Noncode

*Effective July 1, 2003*

*Expires January 1, 2005*

- The Government Efficiency Commission is established to review all state-funded agencies, departments, and programs, and make recommendations to improve efficiency and reduce waste or other unnecessary costs.
- The commission is to provide its final recommendations before December 31, 2004 to the Governor and the General Assembly.

## **INTERIM STUDY COMMITTEE ON RENEWABLE FUELS USE AND PRODUCTION**

[House Resolution \(HR\) 88](#); Adopted by the House

- The Legislative Council is urged to establish an interim study committee to study IN renewable fuels use and production.

## AIR PROGRAM

### **OPEN BURNING OF VEGETATION ON AGRICULTURAL LAND**

[HEA 1657](#) (P.L. 238-2003)

*SECTION 1; Amends IC 13-17-9-1*

*Effective July 1, 2003*

- Open burning of vegetation from agricultural land is allowed for maintenance purposes in an unincorporated area.

# LAND PROGRAM

## **DEFINITION OF “BROWNFIELD”**

SEA 207 (P.L. 203-2003)

*SECTION 1; Amends IC 13-11-2-19.3      Effective July 1, 2003*

- The definition of “brownfield” is amended in the following manner:
  - 1) The condition that a parcel of real estate must be either industrial or commercial property is eliminated.
  - 2) “Reuse” is added as a factor to the conditions of the parcel of real estate to meet the definition of brownfield.
  - 3) The complicating factors are restated as “...the presence or potential presence of a hazardous substance, a contaminant, petroleum, or a petroleum product that poses a risk to human health and the environment.”

## **VOLUNTARY REMEDIATION TAX CREDIT**

HEA 1714 (P.L. 245-2003)

*SECTION 26; Adds IC 6-3.1-23-1.5      Effective January 1, 2004*

*SECTION 27; Amends IC 6-3.1-23-3      Effective January 1, 2004*

*SECTION 28; Adds IC 6-3.1-23-3.5      Effective January 1, 2004*

*SECTION 29; Amends IC 6-3.1-23-5      Effective January 1, 2004*

*SECTION 30; Amends IC 6-3.1-23-11      Effective January 1, 2004*

*SECTION 31; Amends IC 6-3.1-23-12      Effective January 1, 2004*

*SECTION 32; Amends IC 6-3.1-23-13      Effective January 1, 2004*

*SECTION 33; Amends IC 6-3.1-23-16      Effective January 1, 2004*

*SECTION 35; Noncode—Repealers      Effective January 1, 2004*

*SECTION 40; Noncode      Effective January 1, 2004*

- The availability of the Voluntary Remediation Tax Credit for the remediation of brownfield sites is extended by two additional years, to 2004 and 2005.
- The eligibility of the tax credit is expanded to apply to the remediation of brownfield sites that go through other remediation programs other than IDEM’s Voluntary Remediation Program, such as IDEM’s Brownfields, State Clean-up, RCRA Corrective Action, and Underground Storage Tanks programs.
- For remediation conducted under IDEM’s Voluntary Remediation Program, the taxpayer shall request from IDEM a certificate of completion issued under IC 13-25-5-16 for the voluntary remediation work plan under which the certified costs were incurred as qualified investments.
- For remediation conducted under a program other than IDEM’s Voluntary Remediation Program, the taxpayer shall request from IDEM a certification that the costs incurred for the voluntary remediation are consistent with the costs certified as qualified investments.
- The voluntary remediation tax credit available to a taxpayer irrespective of whether the property is located in a brownfield revitalization zone.
- The credit does not apply to the extent that the taxpayer uses state financial assistance for the remediation.
- The determinations required of the legislative body of a municipality (or county) to allow the credit are consolidated into a single resolution.

## **COAL COMBUSTION TAX CREDITS**

[SEA 417](#) (P.L. 215-2003)

SECTION 1; Adds IC 6-1.1-44

*Effective January 1, 2004*

SECTION 2; Adds IC 6-3.1-25.2

*Effective January 1, 2004*

SECTION 5; Noncode

*Effective January 1, 2004*

SECTION 6; Noncode

*Effective January 1, 2004*

- A property tax deduction is established for manufacturers for the assessed valuation of investment property purchased and used to manufacture recycled components composed of at least 15% (by weight) coal combustion product generated in Indiana.
- An income tax credit is established for manufacturers that manufacture recycled components consisting of at least 15% (by weight) coal combustion product generated in Indiana.

## **REGULATION OF COAL COMBUSTION PRODUCTS**

[SEA 417](#) (P.L. 215-2003)

SECTION 3; Adds IC 13-11-2-15.5

*Effective January 1, 2004*

SECTION 4; Amends IC 13-19-3-3

*Effective January 1, 2004*

- The types of coal combustion products that the Solid Waste Management Board is prohibited from adopting rules regarding disposal and usage, is expanded.
- The types of uses of coal combustion products allowed is expanded to the following: cover for coal processing waste disposal locations to inhibit infiltration at surface and underground mines; buffering or enhancing structural integrity for refuse piles at surface and underground mines; and agricultural applications.

## **FEE FOR TRANSPORTATION OF HIGH-LEVEL AND LOW-LEVEL RADIOACTIVE WASTE**

[SEA 160](#) (P.L. 148-2003)

SECTION 1; Amends IC 10-8-3-3

*Effective July 1, 2003*

SECTION 2; Amends IC 10-14-8-3

*Effective July 1, 2003*

SECTION 3; Adds IC 10-14-8-3.1

*Effective July 1, 2003*

SECTION 4; Amends IC 10-14-8-6

*Effective July 1, 2003*

SECTION 5; Adds IC 10-14-8-9

*Effective July 1, 2003*

- The \$1,000 fee for transporting high-level radioactive waste in Indiana is to be charged for each cask, rather than for each shipment, of nuclear waste.
- A new \$100 fee is established for each shipment of low-level radioactive waste transported in Indiana. The revenue from the fee is to be deposited into the Nuclear Response Fund.
- A person that transports high-level or low-level radioactive waste in IN is required to reimburse each government entity for expenses incurred in providing security.

## **SOLID WASTE MANAGEMENT DISTRICT POWER RESTRICTION**

[HEA 1221](#) (P.L. 231-2003)

SECTION 3; Amends IC 13-21-3-14

*Effective July 1, 2003*

- Solid Waste Management Districts are prohibited from issuing permits for an activity that is already permitted by a state agency, except as expressly granted by statute.

# **WATER PROGRAM**

## **DRINKING WATER ANNUAL FEES**

[HEA 1001](#) (P.L. 224-2003)

*SECTION 128; Adds IC 13-11-2-35.5                      Effective January 1, 2004*

*SECTION 129; Adds IC 13-11-2-142.7                      Effective January 1, 2004*

*SECTION 130; Amends IC 13-11-2-177.3                      Effective January 1, 2004*

*SECTION 131; Amends IC 13-11-2-237.5                      Effective January 1, 2004*

*SECTION 132; Amends IC 13-15-11-1                      Effective January 1, 2004*

*SECTION 133; Amends IC 13-15-11-3                      Effective January 1, 2004*

*SECTION 134; Adds IC 13-18-20.5                      Effective January 1, 2004*

- The following terms are defined: “community water system” and “nontransient noncommunity water system.”
- For public water systems, the annual operation fees are as follows:
  - 1) For a community water system with more than 400 service connections, \$0.95 per service connection.
  - 2) For a community water system with 400 or fewer service connections, the annual operation fee is \$350.
  - 3) For a nontransient noncommunity water system, the annual operation fees range from \$150 to \$3,000, based on the number served.
  - 4) For a transient noncommunity water system, the annual operation fees are as follows: groundwater \$100; purchase \$50; and surface \$200.
- Public water system annual operation fees begin accruing January 1 of each year, beginning in 2004, and will be phased-in as follows:
  - For 2004, IDEM shall assess the fees not earlier than July 1, 2004, at 1/3 the fee rate.
  - For 2005, IDEM shall assess the fees not earlier than July 1, 2005, at 2/3 the fee rate.
  - For 2006 and each year thereafter, IDEM shall assess the fees not later than January 15, at the full fee rate.
- Provisions parallel to the existing fee system for NPDES, solid waste, and hazardous waste are provided for public water system fees, including the following: due date for remitting fees, paying in installments, penalties, delinquency charges, and enforcement.
- The revenue from the public water system annual fees shall be deposited in the Environmental Management Permit Operation Fund.

## **NPDES VARIANCES**

[HEA 1221](#) (P.L. 231-2003)

*SECTION 1; Amends IC 13-14-8-8                      Effective July 1, 2003*

*SECTION 2; Amends IC 13-14-8-9                      Effective July 1, 2003*

- A variance from a water quality standard that is at least in part the basis of a National Pollutant Discharge Elimination System (NPDES) permit, must meet the conditions specified in federal regulation [40 CFR Part 132, Appendix F, Procedure 2.C](#) and in rules adopted by the Water Pollution Control Board.

## **WATER BODY DESIGNATIONS**

### **Antidegradation of Designated Waters**

[HEA 1221](#) (P.L. 231-2003)

SECTION 4; Noncode

*Effective December 31, 2000 (retroactive)*

*Expires the earlier of July 1, 2006 or the effective date of the rule amendments adopted by the Water Pollution Control Board*

- This provision regarding antidegradation of outstanding state resource waters and exceptional use waters, re-enacts an expired provision from SEA 431, passed in 2000, that directs the Water Pollution Control Board to amend existing rules.
- All waters designated as outstanding state resource waters or exceptional use waters are to be maintained and protected. For new or increased discharges in waters designated as outstanding state resource waters or exceptional use waters, an overall improvement in water quality in the water must be demonstrated and is subject to IDEM approval.
- All waters designated as outstanding state resource waters within the Great Lakes system shall be maintained and protected in their present quality in accordance with the antidegradation implementation procedures for outstanding state resource waters established by the Water Pollution Control Board.
- Any rule adopted by the Water Pollution Control Board before December 31, 2000 is void to the extent that it is inconsistent with this provision, or requires protection of waters beyond the protection required by 327 IAC 2-1-2(1) and 327 IAC 2-1-2(2).
- Before July 1, 2004, the Water Pollution Control Board shall amend specified existing rules to reflect this provision.

### **Exceptional Use Waters**

[HEA 1221](#) (P.L. 231-2003)

SECTION 5; Noncode

*Effective December 31, 2002 (retroactive)*

*Expires July 1, 2006*

- This provision regarding exceptional use waters, re-enacts an expired provision from SEA 431, passed in 2000, that directs the Water Pollution Control Board to adopt rules.
- Until July 1, 2004, the following apply to a water body that is designated as an exceptional use water before October 1, 2002 :
  - 1) The water body is subject to the overall water quality improvement provisions of IC 13-18-3-2(1).
  - 2) The water body is not subject to a standard of having its water quality maintained and protected without degradation consistent with the provisions of SEA 431, passed in 2000.
- Before July 1, 2004, the Water Pollution Control Board must:
  - 1) determine (effective July 1, 2004) whether to designate each exceptional use water (that was designated as such before October 1, 2002) as an outstanding state resource water; and
  - 2) complete a rulemaking to make any designation of an exceptional use water as an outstanding state resource water.

## **REGIONAL WATER AND SEWAGE DISTRICT BOARD OF TRUSTEES**

[HEA 1492](#) (P.L. 101-2003)

SECTION 1; Amends IC 13-26-1-2

*Effective July 1, 2003*

SECTION 2; Amends IC 13-26-4-1

*Effective July 1, 2003*

SECTION 3; Amends IC 13-26-4-4

*Effective July 1, 2003*

- A regional water or sewage district is allowed to increase its board of trustees to 11 or 13 members.
- If a district contains a state correctional facility, then one member of the board of trustees can be from the Department of Corrections.

## **REGIONAL SEWAGE DISTRICT RATES AND CHARGES**

[HEA 1659](#) (P.L.239-2003)

SECTION 1; Amends IC 13-26-11-2

*Effective July 1, 2003*

- “Nondiscriminatory” is added to the factors that a regional sewage district board may use to determine rates or charges for sewage works.
- A campground that brought a legal action after January 1, 2000, and before April 1, 2003, against a regional sewage district board concerning sewage service billed at a flat rate, may instead elect to be billed for the sewage service by installing, at the campground's expense, a meter to measure the actual amount of sewage discharged by the campground into the sewers for one year. The highest meter reading for a calendar week for the campground during the year shall be used to determine the resident equivalent units for the campground. The basic monthly charge for the campground's sewage service must be equal to the number of the campground's resident equivalent units multiplied by the rate charged by the board for a resident unit. The board may impose additional charges on a campground if the board incurs additional costs that are caused by any unique factors that apply to providing sewage service for the campground.

## **INTERIM STUDY COMMITTEE ON PUBLIC LAKES**

[House Resolution \(HR\) 54](#); Adopted by the House

- The Legislative Council is urged to establish an interim study committee to study issues concerning public lakes, and to monitor, review, and coordinate the implementation of the recommendations issued by the IN Lake Management Work Group.

## IDEM-Related Enrolled Acts And Resolutions By Bill Number 2003 Legislative Session

Enrolled Act Number	Subject(s)
SEA 75	Submittal Of Reports In Electronic Format
SEA 160	Fee For Transportation Of High-Level And Low-Level Radioactive Waste
SEA 169	Public Notices Of Meetings
SEA 207	Definition Of “Brownfield”
SEA 417	<ul style="list-style-type: none"> <li>♦ Coal Combustion Tax Credits</li> <li>♦ Regulation Of Coal Combustion Products</li> </ul>
HEA 1001	<ul style="list-style-type: none"> <li>♦ State Biennial Budget</li> <li>♦ Drinking Water Annual Fees</li> <li>♦ Government Efficiency Commission</li> </ul>
HEA 1145	Sentencing Policy Study Committee
HEA 1221	<ul style="list-style-type: none"> <li>♦ NPDES Variances</li> <li>♦ Water Body Designations: <ul style="list-style-type: none"> <li>• Antidegradation of Designated Waters</li> <li>• Exceptional Use Waters</li> </ul> </li> <li>♦ Solid Waste Management District Power Restriction</li> <li>♦ Rulemaking Restrictions For Steel Mills And Foundry Industries</li> </ul>
HEA 1242	Public Records—Availability Of Sensitive Environmental Information
HEA 1260	Class D Felony Convictions
HEA 1492	Regional Water And Sewage District Board Of Trustees
HEA 1657	Open Burning Of Vegetation On Agricultural Land
HEA 1659	Regional Sewage District Rates And Charges
HEA 1671	<ul style="list-style-type: none"> <li>♦ Environmental Permit Renewals</li> <li>♦ 60-Day Permit Review Time Frame</li> <li>♦ Environmental Rulemaking: <ul style="list-style-type: none"> <li>• Additional Requirements for Rules that Exceed Federal Standards</li> <li>• Fiscal Analyses of Rules</li> <li>• Public Input on Nonrule Policy Documents</li> <li>• EQSC Study of Environmental Rulemaking Process and Board Membership</li> <li>• Office of Environmental Adjudication Notification of Final Orders to Environmental Boards</li> </ul> </li> </ul>
HEA 1714	Voluntary Remediation Tax Credit
HEA 1935	Public Records—Availability Of Sensitive Environmental Information

Resolution Number	Subject
HR 54	Interim Study Committee On Public Lakes
HR 88	Interim Study Committee On Renewable Fuels Use And Production



**Date:** July 14, 2003

**To:** Environmental Quality Service Council Members

**From:** Lori Kaplan  
Commissioner

**Subject:** HEA 1329 EQSC Report on Administratively Extended NPDES Permits

HEA 1329 from 2002 required a specific report to the Environmental Quality Service Council (EQSC) on administratively extended NPDES permits.

The required report is included as Attachment 1.

The report required by HEA 1329 must contain:

(1) the number of months that the permit has been administratively extended;

**This information is in the field "Months Extended" in Attachment 1.**

(2) the number of months that the department has extended a period under section 8 of this chapter or suspended processing of a permit application under section 10 of this chapter;

**Prior to HEA 1329, a statutory provision did not exist for suspending processing of NPDES permit renewals. No permits have been suspended to date.**

(3) the type of permit according to the types identified in IC 13-18-20-2 through IC 13-18-20-11;

**This information is in the field "Owner" in Attachment 1**

**IC 13-18-20-2 covers Industrial (PRI) permits and are noted in Attachment 1.**

**IC 13-18-20-3 covers coal mine general permits. There are no administratively extended permits in this category.**

**IC 13-18-20-4 covers stone quarry general permits. There are no administratively extended permits in this category.**

**IC 13-18-20-5 covers Municipal (PUB) permits. The spreadsheet identifies these**

**facilities.**

**IC 13-18-20-6 covers State (STA) permits and are noted in Attachment 1.**

**IC 13-18-20-7 covers Federal (FED) permits and are noted in Attachment 1.**

**IC 13-18-20-8 covers Industrial (PRI) permits and are noted in Attachment 1.**

**IC 13-18-20-9 covers public water supply (either PRI or PUB) permits and are noted in Attachment 1.**

**IC 13-18-20-10 covers storm water permits and are noted in Attachment 1.**

**IC 13-18-20-11 covers industrial pretreatment permits and are currently being summarized.**

(4) the dates when public notice of a draft permit was given.

**This information is in the field " Public Noticed" in Attachment 1**

In addition to Attachment 1, we are including the following:

- Attachment 2: A list of the categories of permit holders, whether they are “majors” or “minors”, and the number of permittees in each category.
- Attachment 3: The number of permittees affected by each issue noted in Attachment 1.
- Attachment 4: The number of NPDES permits expiring by year from 2003 thru 2007.
- Attachment 5: A chart depicting the number of administratively extended permits annually since 1994.
- Attachment 6: The relevant charts from the monthly EQSC report for NPDES permits.

Per the attached information, IDEM has made great strides in reducing a backlog of administratively extended NPDES permits since NPDES permit fees were established in 1994. At the same time, IDEM has met all permit accountability timeframes for wastewater related permits 100% of the time over the past five years.

For the administratively extended permits listed in Attachment 1, there are a myriad of technical, policy or legal issues (see Attachment 3) that affect the processing of finalizing permit decisions. In addition, resource constraints require that we allocate resources to meet our accountability deadlines for new permits and to focus on certain key administratively extended permits. At this time, IDEM is not in a position to avoid the possibility of current permits becoming administratively extended permits or in eliminating a ‘backlog’ of administratively extended permits in the next year. IDEM is working with Region V EPA this coming year and plans on emphasizing the completion of renewals for high priority major NPDES permits.

# Attachment 1

No. of Permits:  
176

## HEA 1329 EQSC Report - NPDES Permits - Administratively Extended

<b>Facility Name:</b> Adams Lake Reg Sewer Dist.	<b>Permit No.:</b> IN0055123	<b>Permit Writer:</b> LAV	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 5/31/02	<b>Months Extended:</b> 14	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> A controlled discharger analysis is being conducted.							
<b>Facility Name:</b> AET Packaging Films	<b>Permit No.:</b> IN0001601	<b>Permit Writer:</b> SKR	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 3/31/03	<b>Months Extended:</b> 3	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> Drafting has not started on this permit.							
<b>Facility Name:</b> AK Steel Corporation, Rockport Works	<b>Permit No.:</b> IN0059650	<b>Permit Writer:</b> SRR	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 2/28/03	<b>Months Extended:</b> 4	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> The discharge is near a mussel bed. A site-specific criteria was developed for Nickel. Upon further review, additional site-specific criteria may need developed for several other parameters, including ammonia. No timelines have been given for completing this process.							
<b>Facility Name:</b> Akron Municipal STP	<b>Permit No.:</b> IN0025232	<b>Permit Writer:</b> LAV	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 5/31/03	<b>Months Extended:</b> 1	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> A model needed for CDA, ammonia and RPE.							
<b>Facility Name:</b> Albion Municipal STP	<b>Permit No.:</b> IN0022144	<b>Permit Writer:</b> JAH	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 2/28/94	<b>Months Extended:</b> 114	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 4/3/03	<b>Summary:</b> A controlled discharger analysis is being completed.							
<b>Facility Name:</b> Alcoa - Warrick Operations	<b>Permit No.:</b> IN0001155	<b>Permit Writer:</b> GMP	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 8/31/90	<b>Months Extended:</b> 157	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/20/03	<b>Summary:</b> The permit is being drafted.							
<b>Facility Name:</b> Anderson Municipal STP	<b>Permit No.:</b> IN0032476	<b>Permit Writer:</b> JAD	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PUB	<b>Expiration Date:</b> 7/31/93	<b>Months Extended:</b> 121	<b>Public Noticed:</b> 8/24/00	<b>Months Since PN</b> 35
<b>Updated</b> 6/11/03	<b>Summary:</b> The draft NPDES permit renewal was public noticed for a fourth time on August 24, 2000. Many comments received. The permit will need to be public noticed for the 5th time. Recent Consent Decree includes CSO and other requirements. Many factors have affected renewal of this permit. Most factors are resolved.							
<b>Facility Name:</b> Angola Municipal STP	<b>Permit No.:</b> IN0021296	<b>Permit Writer:</b> RER	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PUB	<b>Expiration Date:</b> 1/31/01	<b>Months Extended:</b> 30	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/12/03	<b>Summary:</b> The permit was re-drafted for public notice on May 15, 2002. Since that time, a sewage plant upgrade occurred which triggered the need to revise the permit conditions to incorporate GLI-related requirements.							

<b>Facility Name:</b> Arlington Utilities Inc.	<b>Permit No.:</b> IN0043931	<b>Permit Writer:</b> JAH	<b>MAJ/Min:</b> MIN	<b>Owner:</b> BPP	<b>Expiration Date:</b> 6/30/86	<b>Months Extended:</b> 207	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 1/2/03	<b>Summary:</b> Enforcement is being taken against the former owner of this facility. The permit is being held until the enforcement action is complete.							
<b>Facility Name:</b> Attica Municipal STP	<b>Permit No.:</b> IN0020222	<b>Permit Writer:</b> RER	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 5/31/03	<b>Months Extended:</b> 1	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/12/03	<b>Summary:</b> Waiting on the wasteload allocation model.							
<b>Facility Name:</b> Auburn Municipal STP	<b>Permit No.:</b> IN0020672	<b>Permit Writer:</b> GHF	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PUB	<b>Expiration Date:</b> 1/31/91	<b>Months Extended:</b> 151	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> Great Lakes Outstanding State Resource Water (Cedar Creek) issues are delaying the drafting of this permit. The facility is planning to expand its treatment system and will need to go through an antidegradation analysis.							
<b>Facility Name:</b> Avilla Public Water Supply	<b>Permit No.:</b> IN0052035	<b>Permit Writer:</b> WAS	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 3/31/03	<b>Months Extended:</b> 3	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/11/03	<b>Summary:</b> The permit expired recently and staff are beginning to draft the permit.							
<b>Facility Name:</b> B & B Custom Plating	<b>Permit No.:</b> IN0052302	<b>Permit Writer:</b> SRR	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PRI	<b>Expiration Date:</b> 6/30/95	<b>Months Extended:</b> 98	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> The wasteload allocation model for this facility is being drafted. Most of the delaying factors are near resolution. This facility discharges once per month. A policy decision and/or non-rule policy is needed to resolve whether a permit can be issued to contain just daily maximum limits.							
<b>Facility Name:</b> Bedford City Utilities	<b>Permit No.:</b> IN0001911	<b>Permit Writer:</b> WAS	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 12/31/02	<b>Months Extended:</b> 6	<b>Public Noticed:</b> 2/10/03	<b>Months Since PN</b> 5
<b>Updated</b> 6/11/03	<b>Summary:</b> The draft permit was public noticed February 10, 2003.							
<b>Facility Name:</b> Berkshire Pointe (New Salisbury SSK, LLC)	<b>Permit No.:</b> IN0042005	<b>Permit Writer:</b> LAV	<b>MAJ/Min:</b> MIN	<b>Owner:</b> BPP	<b>Expiration Date:</b> 3/31/03	<b>Months Extended:</b> 3	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> The sinkhole discharger letter was sent to the permittee recently. Have not received a reply as yet. Our inspector indicated they were looking to connect to another facility or move the outfall to another location not in a sinkhole.							
<b>Facility Name:</b> Bethlehem Steel Corp./Burns Harbor Div.	<b>Permit No.:</b> IN0000175	<b>Permit Writer:</b> SRR	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 8/31/93	<b>Months Extended:</b> 120	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> The wasteload allocation report should be completed shortly. There are many permit related issues that need policy decisions or guidance before the permit can be public noticed. This permit will be drafted after the permits for National Steel and US Steel are completed.							
<b>Facility Name:</b> Bing-Lear Manufacturing Group, Berne	<b>Permit No.:</b> IN0058980	<b>Permit Writer:</b> CJY	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PRI	<b>Expiration Date:</b> 5/31/01	<b>Months Extended:</b> 26	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 4/10/02	<b>Summary:</b> Permit is drafted except for determination of permit conditions for water treatment additives.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Bluffton Water Treatment Filtration Plant	IN0004596	WAS	MIN	PUB	3/31/03	3		
<b>Updated</b> 6/10/03	<b>Summary:</b> Awaiting determination on permittee's variance request. Variance request is for pH limits. This issue must be resolved before the draft permit can be public noticed.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
BP Products North America Inc.	IN0000108	CTL	MAJ	PRI	2/28/95	102		
<b>Updated</b> 6/13/03	<b>Summary:</b> OWQ is currently reviewing the alternate mixing zone and variance (arsenic) requests.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Bridgestone/Firestone, Inc.	IN0001341	GMP	MIN	PRI	7/31/94	109		
<b>Updated</b> 6/24/03	<b>Summary:</b> The permit is being drafted. All factors that have affected renewal of this permit have been resolved recently.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Brown County Water Utility	IN0044971	WAS	MIN	PUB	11/30/02	7	1/3/03	6
<b>Updated</b> 6/10/03	<b>Summary:</b> A draft permit is on public notice.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Brownsburg Municipal STP	IN0021245	LAV	MAJ	PUB	5/31/03	1		
<b>Updated</b> 6/10/03	<b>Summary:</b> This permit is expected to be issued within the next few months. It just expired May 31, 2003.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Bryant Municipal STP	IN0055158	MDT	MIN	PUB	5/31/03	1		
<b>Updated</b> 7/2/03	<b>Summary:</b> An ammonia model and reasonable potential analysis are next steps.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Burns Harbor Estates	IN0039659	CAH	MIN	BPP	6/30/87	195	12/14/98	56
<b>Updated</b> 6/17/03	<b>Summary:</b> Facility is in the Great Lakes system. Design flow issues, specifically wet weather mass limits, are being addressed. Permit may be re-public noticed.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Butler Municipal STP	IN0022462	RER	MIN	PUB	4/30/00	39	5/3/02	14
<b>Updated</b> 6/12/03	<b>Summary:</b> The draft permit was public noticed May 3, 2003. All factors that have affected renewal of this permit have been resolved. The final permit has been forwarded for review internally.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Carmel Municipal STP	IN0022497	GHF	MAJ	PUB	2/28/03	4		
<b>Updated</b> 7/10/03	<b>Summary:</b> Drafting has not yet started on this permit.							

<b>Facility Name:</b> Cerestar, USA	<b>Permit No.:</b> IN0000027	<b>Permit Writer:</b> GMP	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 2/28/91	<b>Months Extended</b> 151	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/23/03	<b>Summary:</b> Permit is being drafted. The facility has many concerns and extensive discussions are needed prior to public noticing a draft permit.							

<b>Facility Name:</b> Chandler Water Works	<b>Permit No.:</b> IN0004073	<b>Permit Writer:</b> WAS	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 12/31/02	<b>Months Extended</b> 6	<b>Public Noticed:</b> 2/10/03	<b>Months Since PN</b> 5
<b>Updated</b> 6/11/03	<b>Summary:</b> The final permit was forwarded for internal review April 1, 2003.							

<b>Facility Name:</b> Chesterfield Municipal STP	<b>Permit No.:</b> IN0022560	<b>Permit Writer:</b> CAH	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 3/31/02	<b>Months Extended</b> 16	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/16/03	<b>Summary:</b> A permit for a combined sewer overflow system has been prepared for public notice.							

<b>Facility Name:</b> Chesterton Municipal STP	<b>Permit No.:</b> IN0022578	<b>Permit Writer:</b> JAH	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PUB	<b>Expiration Date:</b> 7/31/95	<b>Months Extended</b> 97	<b>Public Noticed:</b> 9/30/02	<b>Months Since PN</b> 9
<b>Updated</b> 1/31/03	<b>Summary:</b> This facility discharges upstream of an outstanding state resource water and is located in the Great Lakes system. Antidegradation issues are being addressed. The facility has submitted comments and is requesting time to submit additional information while expanding their facility.							

<b>Facility Name:</b> Cinergy/PSI Edwardsport Gen. Station	<b>Permit No.:</b> IN0002780	<b>Permit Writer:</b> GEO	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 11/30/94	<b>Months Extended</b> 105	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/11/03	<b>Summary:</b> The permit has been in backlog pending resolution of 316(a) variance renewal issue..							

<b>Facility Name:</b> Cinergy/PSI Energy, Cayuga Gen. Station	<b>Permit No.:</b> IN0002763	<b>Permit Writer:</b> GEO	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 8/31/95	<b>Months Extended</b> 96	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/11/03	<b>Summary:</b> The permit has been in backlog pending resolution of 316(a) variance renewal issue.							

<b>Facility Name:</b> Cinergy/PSI Gallagher Gen. Station	<b>Permit No.:</b> IN0002798	<b>Permit Writer:</b> GEO	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 6/30/94	<b>Months Extended</b> 110	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/11/03	<b>Summary:</b> The permit has been in backlog pending resolution of 316(a) variance renewal issue.							

<b>Facility Name:</b> Cinergy/PSI Wabash River Gen. Station	<b>Permit No.:</b> IN0002810	<b>Permit Writer:</b> GEO	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 8/31/95	<b>Months Extended</b> 96	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/11/03	<b>Summary:</b> The permit has been in backlog pending resolution of 316(a) variance renewal issue.							

<b>Facility Name:</b> Citizens Thermal Energy, Perry K Station	<b>Permit No.:</b> IN0004677	<b>Permit Writer:</b> CTL	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PRI	<b>Expiration Date:</b> 8/31/88	<b>Months Extended</b> 181	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/13/03	<b>Summary:</b> The renewal application for Perry requested no thermal limits for the winter months. Resolution of the winter thermal limits issue is pending.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
City of Bloomington (Dillman Road)	IN0035718	JAD	MAJ	PUB	9/30/92	131	8/26/02	11
<b>Updated</b> 6/11/03	<b>Summary:</b> Permit was public noticed August 26, 2002. OWQ staff are meeting with the City to work through permit issues, specifically wet weather mass limits.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
City of Greensburg	IN0020133	RER	MAJ	PUB	7/31/93	121	1/11/99	55
<b>Updated</b> 6/12/03	<b>Summary:</b> The permittee may have difficulty meeting a fluoride limitation. Resolution of the fluoride issue is pending. Permit has been revised and is currently under management review.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Clarksville Municipal STP	IN0047058	RER	MAJ	PUB	3/31/03	3	4/21/03	3
<b>Updated</b> 6/13/03	<b>Summary:</b> This permit should be issued soon.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Colgate-Palmolive Company	IN0003638	JHG	MAJ	PRI	12/31/88	177		
<b>Updated</b> 6/24/03	<b>Summary:</b> The renewal of this permit has been temporarily suspended. The facility has requested time to work out issues of relocating the outfall and the construction of a new wastewater treatment plant.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Country Style Plaza (Delta, Inc.)	IN0055476	GHF	MIN	BPP	2/28/03	4		
<b>Updated</b> 7/10/03	<b>Summary:</b> The permittee's current Agreed Order requires the permittee to hook up to the Town of Leavenworth's collection system when and if the Town has the capacity to do so and Town agrees to allow the permittee to hook to their collection system. The Town of Leavenworth has recently completed their WWTP upgrade and it is feasible that Delta may hook up in the near future. The permit voidance request is on hold until additional information is submitted by the permittee.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Covington Municipal STP	IN0025828	LAV	MIN	PUB	6/30/03	0	5/12/03	2
<b>Updated</b> 5/8/03	<b>Summary:</b> The draft permit is on public notice.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Crawfordsville Municipal STP	IN0032964	GHF	MAJ	PUB	9/30/01	22		
<b>Updated</b> 7/10/03	<b>Summary:</b> A draft permit has been sent for public notice.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Crown Point Municipal STP	IN0025763	RER	MAJ	PUB	12/31/00	31	2/28/03	4
<b>Updated</b> 6/12/03	<b>Summary:</b> The final permit is on hold pending comments from staff.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Culver Municipal STP	IN0021288	LAV	MIN	PUB	5/31/03	1		
<b>Updated</b> 6/10/03	<b>Summary:</b> The permit is being drafted.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Dairy Farmers of America, Inc.	IN0055565	CJY	MIN	PRI	10/31/01	21		
<b>Updated</b>	<b>Summary:</b> A wasteload allocation model is being finalized.							
6/10/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Dana Spicer Manufacturing Inc.	IN0000388	WAS	MIN	PRI	11/30/95	93		
<b>Updated</b>	<b>Summary:</b> A wasteload allocation has been completed. The permit is being drafted.							
6/10/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Decatur Municipal STP	IN0039314	RER	MAJ	PUB	2/28/00	41	4/17/00	39
<b>Updated</b>	<b>Summary:</b> The draft permit is in negotiation. Chloride limits and wet weather mass limits are the issues being discussed but staff cannot act on these issues until policy decisions are made.							
6/12/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Del-Char Mobile Home Court	IN0109797	RER	MIN	BPP	9/30/89	168		
<b>Updated</b>	<b>Summary:</b> The permittee is planning to cease their surface water discharge and expects to discharge to a mound system. IDEM's Office of Enforcement is involved.							
6/12/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Delaney Park	IN0051055	LAV	MIN	BPP	5/31/03	1	6/9/03	1
<b>Updated</b>	<b>Summary:</b> The draft NPDES permit was public noticed on June 9, 2003.							
6/10/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Dillsboro Municipal STP	IN0022781	GHF	MIN	PUB	8/31/90	157		
<b>Updated</b>	<b>Summary:</b> IDEM staff met with representatives of the Town in August 2002 to discuss options regarding renewal of the NPDES permit in relation to improvements that are needed in the collection system. The Town recently made a decision to move from a lagoon system to a package treatment facility.							
7/11/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Dugger Municipal STP	IN0039322	LAV	MIN	PUB	4/30/03	2	9/30/02	9
<b>Updated</b>	<b>Summary:</b> The public noticed permit is under internal review to address bypassing issues.							
6/10/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
East Chicago Municipal STP	IN0022829	RER	MAJ	PUB	9/30/92	131		
<b>Updated</b>	<b>Summary:</b> The draft permit has been prepared and is under internal review.							
6/12/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Edinburgh Municipal STP	IN0020184	RER	MAJ	PUB	5/31/03	1		
<b>Updated</b>	<b>Summary:</b> This permit is being drafted.							
6/13/03								

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Eli Lilly And Co., Tippecanoe Labs.	IN0002861	CTL	MAJ	PRI	9/30/92	131	5/9/03	2
<b>Updated</b> 6/13/03	<b>Summary:</b> The draft permit came off public notice June 9, 2003. Lilly submitted comments regarding the draft permit. A response to Lilly's comments is being prepared.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Eli Lilly And Co./Clinton Laboratories	IN0002852	CTL	MAJ	PRI	9/30/00	34		
<b>Updated</b> 6/13/03	<b>Summary:</b> Diffuser and alternate mixing zone issues need to be resolved prior to permit issuance. Lilly requested that other Lilly permit renewals be given priority over renewal of the permit for this facility.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Eli Lilly Kentucky Ave. Plant	IN0003310	CTL	MIN	PRI	4/30/91	149	7/5/99	49
<b>Updated</b> 6/13/03	<b>Summary:</b> Permit is on hold due to groundwater contamination issues and a RCRA corrective action at a nearby site.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Elkhart Municipal STP	IN0025674	GHF	MAJ	PUB	12/31/01	19		
<b>Updated</b> 6/10/03	<b>Summary:</b> A wasteload allocation (WLA) is being prepared. The permit cannot be drafted until the WLA is completed.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Elnora Municipal STP	IN0039985	MDT	MIN	PUB	5/31/03	1	7/10/03	0
<b>Updated</b> 7/2/03	<b>Summary:</b> The draft permit was public noticed July 10, 2003.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Evansville Waterworks Dept	IN0043117	WAS	MIN	PUB	6/30/89	171	6/21/99	49
<b>Updated</b> 6/10/03	<b>Summary:</b> The draft permit, public noticed in June 1999, is in negotiation. The issues are limitations on total suspended solids and total chlorine residual.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Fort Wayne Municipal STP	IN0032191	JAH	MAJ	PUB	1/31/90	164	10/30/95	94
<b>Updated</b> 1/31/03	<b>Summary:</b> The permit should be ready to re-public notice in August/September 2003.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Fremont Municipal STP	IN0022942	JAD	MIN	PUB	12/31/00	31		
<b>Updated</b> 6/11/03	<b>Summary:</b> The wasteload allocation is being prepared.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
G.M. Corporation, Powertrain Div.	IN0003573	JHG	MAJ	PRI	8/31/90	157		
<b>Updated</b> 6/13/03	<b>Summary:</b> A draft permit has been forwarded for internal review and public notice.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Gary Municipal STP	IN0022977	RER	MAJ	PUB	8/31/99	47		
<b>Updated</b>	<b>Summary:</b> This permit is on hold pending a GLI model of the Grand Cal. The wet weather mass limitations issue is still pending.							
6/12/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
GE Plastics, Mt.Vernon, Inc.	IN0002101	GMP	MAJ	PRI	9/30/02	9		
<b>Updated</b>	<b>Summary:</b> Additional information regarding the receiving stream (Ohio River) is being generated to calculate permit limitations.							
6/10/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Glenwood Water Works	IN0049166	WAS	MIN	PUB	3/31/03	3	7/10/03	0
<b>Updated</b>	<b>Summary:</b> The NPDES permit recently expired. Staff are preparing a draft permit.							
6/11/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Goshen Municipal STP	IN0025755	JAH	MAJ	PUB	1/31/95	103	4/6/95	101
<b>Updated</b>	<b>Summary:</b> A decision was made to forego the wet weather mass limits and to draft the permit with regular mass limits. Currently under internal review.							
1/31/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Greencastle Municipal STP	IN0021032	JAH	MAJ	PUB	2/28/91	151	9/9/02	10
<b>Updated</b>	<b>Summary:</b> A major upgrade of the sewage treatment plant and collection system has been completed. Issuance of this permit is on hold because a decision is needed on mass limitations.							
1/31/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Hammond Municipal STP	IN0023060	RER	MAJ	PUB	6/30/99	49		
<b>Updated</b>	<b>Summary:</b> Waiting on the revised Grand Cal WLA. There are unresolved issues from their last permit appeal, but most delaying factors affecting the renewal of this permit have been resolved.							
6/12/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Hartford City Municipal STP	IN0021628	MDT	MAJ	PUB	9/30/02	9		
<b>Updated</b>	<b>Summary:</b> The NPDES permit for this facility is being drafted as of May 30, 2003.							
5/30/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Havenwood Utilities Inc.	IN0052183	CAH	MIN	BPP	11/30/00	32		
<b>Updated</b>	<b>Summary:</b> Woodburn has extended sewer collection system lines to this subdivision. The existing package plant will be taken out of service soon and closed.							
9/21/01								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Henryville Rest Area - Southbound I-65	IN0059439	LAV	MIN	STA	3/31/03	3		
<b>Updated</b>	<b>Summary:</b> The permit is being drafted as of June 30, 2003.							
6/10/03								

<b>Facility Name:</b> Henryville Rest Area-Northbound I-65	<b>Permit No.:</b> IN0038555	<b>Permit Writer:</b> LAV	<b>MAJ/Min:</b> MIN	<b>Owner:</b> STA	<b>Expiration Date:</b> 3/31/03	<b>Months Extended:</b> 3	<b>Public Noticed:</b>	<b>Months Since PN:</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> The permit is being drafted as of June 30, 2003.							
<b>Facility Name:</b> Highlander Point Shopping Center	<b>Permit No.:</b> IN0050032	<b>Permit Writer:</b> LAV	<b>MAJ/Min:</b> MIN	<b>Owner:</b> BPP	<b>Expiration Date:</b> 11/30/00	<b>Months Extended:</b> 32	<b>Public Noticed:</b>	<b>Months Since PN:</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> This permit will either be voided or renewed, depending on the outcome of an appeal of a draft permit for a new facility called Spring Hills. Spring Hills expects Highlander to connect to their system.							
<b>Facility Name:</b> Holland Municipal STP	<b>Permit No.:</b> IN0023108	<b>Permit Writer:</b> MDT	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 11/30/02	<b>Months Extended:</b> 7	<b>Public Noticed:</b> 7/3/03	<b>Months Since PN:</b> 0
<b>Updated</b> 5/30/03	<b>Summary:</b> The draft permit was public noticed July 3, 2003.							
<b>Facility Name:</b> Hoosier Energy REC (Merom Gen. Station)	<b>Permit No.:</b> IN0050296	<b>Permit Writer:</b> CTL	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PRI	<b>Expiration Date:</b> 9/30/02	<b>Months Extended:</b> 9	<b>Public Noticed:</b>	<b>Months Since PN:</b>
<b>Updated</b> 6/13/03	<b>Summary:</b> Adverse impact to the aquatic environment has been identified in the Turtle Creek Reservoir. Studies are pending to better identify the temperature and dissolved oxygen in the lake.							
<b>Facility Name:</b> Hoosier Energy Rec., Inc.	<b>Permit No.:</b> IN0004391	<b>Permit Writer:</b> GEO	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 8/19/92	<b>Months Extended:</b> 133	<b>Public Noticed:</b>	<b>Months Since PN:</b>
<b>Updated</b> 6/11/03	<b>Summary:</b> A pre-public notice draft permit was sent to the facility on June 7, 2002, for review prior to IDEM public noticing the draft permit. Factors regarding renewal of this permit were recently resolved.							
<b>Facility Name:</b> Huntingburg Public Water Sup.	<b>Permit No.:</b> IN0003093	<b>Permit Writer:</b> WAS	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 3/31/03	<b>Months Extended:</b> 3	<b>Public Noticed:</b> 7/10/03	<b>Months Since PN:</b> 0
<b>Updated</b> 6/11/03	<b>Summary:</b> The NPDES permit recently expired. Staff are preparing a draft permit.							
<b>Facility Name:</b> I & M Tanner's Creek	<b>Permit No.:</b> IN0002160	<b>Permit Writer:</b> SKR	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 12/31/00	<b>Months Extended:</b> 31	<b>Public Noticed:</b>	<b>Months Since PN:</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> I & M owns the Tanner's Creek plant and the Rockport plant. The Rockport permit will be completed before drafting this permit.							
<b>Facility Name:</b> IDNR-Lost Bridge West St. Rec. Area	<b>Permit No.:</b> IN0030449	<b>Permit Writer:</b> LAV	<b>MAJ/Min:</b> MIN	<b>Owner:</b> STA	<b>Expiration Date:</b> 5/31/03	<b>Months Extended:</b> 1	<b>Public Noticed:</b> 5/9/03	<b>Months Since PN:</b> 2
<b>Updated</b> 6/10/03	<b>Summary:</b> The draft permit was public noticed May 9, 2003. IDEM is in the final stages of renewing this permit.							
<b>Facility Name:</b> IDNR-Paynetown State Rec. Area	<b>Permit No.:</b> IN0030163	<b>Permit Writer:</b> GHF	<b>MAJ/Min:</b> MIN	<b>Owner:</b> STA	<b>Expiration Date:</b> 4/30/03	<b>Months Extended:</b> 2	<b>Public Noticed:</b> 6/9/03	<b>Months Since PN:</b> 1
<b>Updated</b> 7/10/03	<b>Summary:</b> The draft permit was public noticed June 9, 2003. This permit is in the final stages of review before issuance.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Indiana Michigan Power, Breed Plant	IN0002178	GEO	MAJ	PRI	8/31/00	35		
<b>Updated</b>	<b>Summary:</b> IDEM inspection staff have recommended that the permit be voided. The facility is closed. The applicant insists on renewing the permit despite no discharge.							
6/11/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Indiana-Kentucky Electric Corp., Clifty Cre	IN0001759	JHG	MAJ	PRI	9/30/96	83		
<b>Updated</b>	<b>Summary:</b> Permit is being drafted. A public meeting was held in May 2003. A 316(a) (thermal) study is being conducted.							
6/24/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Indianapolis Airport Authority	IN0058238	CTL	MIN	PRI	10/31/02	8		
<b>Updated</b>	<b>Summary:</b> The permit is being drafted.							
6/13/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Indianapolis Water Co., Geist	IN0054917	WAS	MIN	PRI	5/31/03	1	4/13/98	64
<b>Updated</b>	<b>Summary:</b> The NPDES permit recently expired. Staff are not aware of issues that would preclude drafting their NPDES permit.							
6/10/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Indianapolis Water Co.-T. W. Moses Plant	IN0045233	WAS	MIN	PRI	5/31/03	1	4/13/98	64
<b>Updated</b>	<b>Summary:</b> The NPDES permit recently expired. Staff are not aware of issues that would preclude drafting their NPDES permit.							
6/10/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
International Paper Co.	IN0003026	WAS	MAJ	PRI	10/31/95	94	7/10/00	37
<b>Updated</b>	<b>Summary:</b> The permittee plans to install a diffuser. IDEM is reviewing a near-field modeling report and the diffuser configuration. Additional data collection and modeling may be required by the permittee. A draft permit is expected to be public noticed again upon resolution of the diffuser issue.							
6/10/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
IPL, E.W. Stout Station	IN0004685	GEO	MAJ	PRI	5/31/96	87		
<b>Updated</b>	<b>Summary:</b> A 316(a) variance application review is required before the permit can be drafted.							
6/11/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
IPL, H.T. Pritchard Station	IN0004693	GEO	MAJ	PRI	10/31/88	179		
<b>Updated</b>	<b>Summary:</b> A 316(a) variance application review is required before the permit can be drafted.							
6/11/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
IPL, Petersburg Gen. Station	IN0002887	GEO	MAJ	PRI	8/19/92	133		
<b>Updated</b>	<b>Summary:</b> A 316(a) variance application review is required before the permit can be drafted.							
6/11/03								

<b>Facility Name:</b> Ispat Inland, Inc.	<b>Permit No.:</b> IN0000094	<b>Permit Writer:</b> SRR	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 5/31/01	<b>Months Extended</b> 26	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> Grand Cal wasteload allocation is necessary to complete the drafting of the NPDES permit. This was the last permit of the Steel Permits to expire.							
<b>Facility Name:</b> Jackson Heights M.H.P.	<b>Permit No.:</b> IN0048763	<b>Permit Writer:</b> MDT	<b>MAJ/Min:</b> MIN	<b>Owner:</b> BPP	<b>Expiration Date:</b> 9/30/02	<b>Months Extended</b> 9	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 7/10/03	<b>Summary:</b> The wasteload allocation and the reasonable potential analysis has been completed. The NPDES permit is ready to be drafted.							
<b>Facility Name:</b> Jefferson - Smurfitt Corporation (US)	<b>Permit No.:</b> IN0001350	<b>Permit Writer:</b> JHG	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 9/30/92	<b>Months Extended</b> 131	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 7/7/03	<b>Summary:</b> The draft NPDES permit has been completed and is under internal review.							
<b>Facility Name:</b> Jefferson Smurfitt Corp.	<b>Permit No.:</b> IN0054810	<b>Permit Writer:</b> SKR	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PRI	<b>Expiration Date:</b> 10/31/94	<b>Months Extended</b> 106	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> The permittee and OWQ staff are negotiating a proposed cyanide limitation.							
<b>Facility Name:</b> Kentland Municipal STP	<b>Permit No.:</b> IN0023329	<b>Permit Writer:</b> MDT	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 9/30/02	<b>Months Extended</b> 9	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 7/2/03	<b>Summary:</b> A deficient application was corrected and submitted on May 16, 2003. The draft permit has been completed and forwarded for internal review.							
<b>Facility Name:</b> Kouts Municipal STP	<b>Permit No.:</b> IN0023400	<b>Permit Writer:</b> MDT	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 5/31/03	<b>Months Extended</b> 1	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 7/10/03	<b>Summary:</b> Drafting of the permit renewal is in progress. Public notice is targeted in July 2003.							
<b>Facility Name:</b> Lake Glendora Test Facility	<b>Permit No.:</b> IN0059633	<b>Permit Writer:</b> GMP	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PRI	<b>Expiration Date:</b> 1/31/03	<b>Months Extended</b> 5	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 7/11/03	<b>Summary:</b> Renewal application has been submitted and is under internal review.							
<b>Facility Name:</b> Lake Of The Woods RSD	<b>Permit No.:</b> IN0057002	<b>Permit Writer:</b> CAH	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 10/31/97	<b>Months Extended</b> 69	<b>Public Noticed:</b> 7/9/99	<b>Months Since PN</b> 49
<b>Updated</b> 4/15/03	<b>Summary:</b> This is a lagoon system which is seeking higher mass limits based on wet weather flows. Information from modeling recently received regarding controlled discharge options.							
<b>Facility Name:</b> LaPorte Municipal STP	<b>Permit No.:</b> IN0025577	<b>Permit Writer:</b> RER	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PUB	<b>Expiration Date:</b> 2/28/00	<b>Months Extended</b> 41	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/13/03	<b>Summary:</b> A draft permit is in management review. Approval of their compliance plan for an Agreed Order has been approved.							

<b>Facility Name:</b> Linton Municipal STP	<b>Permit No.:</b> IN0020575	<b>Permit Writer:</b> MDT	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PUB	<b>Expiration Date:</b> 3/31/03	<b>Months Extended</b> 3	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 7/2/03	<b>Summary:</b> The renewal application is under review.							
<b>Facility Name:</b> LTV Steel Co.	<b>Permit No.:</b> IN0000205	<b>Permit Writer:</b> SRR	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 9/29/91	<b>Months Extended</b> 143	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> The Grand Cal wasteload model is being conducted. The next step is drafting the NPDES permit.							
<b>Facility Name:</b> Lyons Public Water Supply	<b>Permit No.:</b> IN0043753	<b>Permit Writer:</b> WAS	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 3/31/03	<b>Months Extended</b> 3	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/11/03	<b>Summary:</b> This facility recently submitted its renewal application. The application is under review.							
<b>Facility Name:</b> Madison Municipal STP	<b>Permit No.:</b> IN0025666	<b>Permit Writer:</b> LAV	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PUB	<b>Expiration Date:</b> 6/30/03	<b>Months Extended</b> 0	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> The draft permit has been completed and is under internal review.							
<b>Facility Name:</b> Marion Municipal STP	<b>Permit No.:</b> IN0025585	<b>Permit Writer:</b> RER	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PUB	<b>Expiration Date:</b> 1/31/01	<b>Months Extended</b> 30	<b>Public Noticed:</b> 6/6/03	<b>Months Since PN</b> 1
<b>Updated</b> 6/13/03	<b>Summary:</b> A draft permit was re-public noticed June 6, 2003.							
<b>Facility Name:</b> Marion Water Works - Northeast	<b>Permit No.:</b> IN0041319	<b>Permit Writer:</b> WAS	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 5/31/03	<b>Months Extended</b> 1	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> This facility recently submitted its renewal application. The application is under review.							
<b>Facility Name:</b> Markle Municipal STP	<b>Permit No.:</b> IN0023736	<b>Permit Writer:</b> GHF	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 6/30/03	<b>Months Extended</b> 0	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 2/13/03	<b>Summary:</b> The draft permit is near completion.							
<b>Facility Name:</b> Michigan City Sanitary Dist(JB Gifford WWTP	<b>Permit No.:</b> IN0023752	<b>Permit Writer:</b> JAH	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PUB	<b>Expiration Date:</b> 7/31/99	<b>Months Extended</b> 48	<b>Public Noticed:</b> 4/21/03	<b>Months Since PN</b> 3
<b>Updated</b> 4/3/03	<b>Summary:</b> A draft permit was re-public noticed April 21, 2003. Staff are working on a resonse to comments and will work with the District to resolve the remaining issues.							
<b>Facility Name:</b> Milroy Canning Company, Inc.	<b>Permit No.:</b> IN0004821	<b>Permit Writer:</b> JHG	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PRI	<b>Expiration Date:</b> 2/28/00	<b>Months Extended</b> 41	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> The inspector has to wait until late summer (after the canning season) before an inspection can be done. The treatment system has had numerous problems with TSS and BOD5 and needs inspected when in full discharge operation.							

<b>Facility Name:</b> Mishawaka Municipal STP	<b>Permit No.:</b> IN0025640	<b>Permit Writer:</b> JAD	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PUB	<b>Expiration Date:</b> 7/31/98	<b>Months Extended:</b> 60	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/11/03	<b>Summary:</b> A wasteload allocation study is being prepared. Resolution of the wet weather mass limits request is pending.							

<b>Facility Name:</b> Morgan County Rural Water Corporation	<b>Permit No.:</b> IN0051993	<b>Permit Writer:</b> WAS	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PRI	<b>Expiration Date:</b> 1/31/03	<b>Months Extended:</b> 5	<b>Public Noticed:</b> 3/31/03	<b>Months Since PN</b> 3
<b>Updated</b> 6/10/03	<b>Summary:</b> The permit was public noticed on March 31, 2003. During the public notice period, an inspector indicated that the permittee had identified the incorrect receiving stream. The permit is being re-drafted to include the correct receiving stream. It will need to be re-public noticed.							

<b>Facility Name:</b> Mount Vernon Municipal STP	<b>Permit No.:</b> IN0035696	<b>Permit Writer:</b> RER	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PUB	<b>Expiration Date:</b> 2/28/03	<b>Months Extended:</b> 4	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/12/03	<b>Summary:</b> A wasteload allocation is needed before drafting of the permit can be started.							

<b>Facility Name:</b> Muncie Sanitary District	<b>Permit No.:</b> IN0025631	<b>Permit Writer:</b> LAV	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PUB	<b>Expiration Date:</b> 12/31/02	<b>Months Extended:</b> 6	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> The permit is being drafted.							

<b>Facility Name:</b> National Steel, Midwest Division	<b>Permit No.:</b> IN0000337	<b>Permit Writer:</b> SRR	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 3/31/95	<b>Months Extended:</b> 101	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> The wasteload allocation has been started. It has become a complex model because of the number of dischargers on Burns Ditch/Little Calumet River.							

<b>Facility Name:</b> Neals Landfill Springwater T.Fac./CBS Corp.	<b>Permit No.:</b> IN0045918	<b>Permit Writer:</b> CTL	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 6/7/93	<b>Months Extended:</b> 123	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/13/03	<b>Summary:</b> OLQ is currently negotiating with Viacom regarding clean up at Neal's Landfill. The NPDES permit can't be drafted until negotiations are complete.							

<b>Facility Name:</b> New Market Municipal STP	<b>Permit No.:</b> IN0021041	<b>Permit Writer:</b> JAH	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 10/31/97	<b>Months Extended:</b> 69	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 8/30/02	<b>Summary:</b> Controlled discharge WSL, which has problems meeting the 10:1 dilution ratio requirements. The Town will have to build a third lagoon to retain more water to meet the 10:1 requirements.							

<b>Facility Name:</b> New Meridian Inc.	<b>Permit No.:</b> IN0038016	<b>Permit Writer:</b> SRR	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PRI	<b>Expiration Date:</b> 5/31/03	<b>Months Extended:</b> 1	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/24/03	<b>Summary:</b> The permit is being drafted.							

<b>Facility Name:</b> New Ross Sewage Utility	<b>Permit No.:</b> IN0059790	<b>Permit Writer:</b> RER	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 9/30/02	<b>Months Extended:</b> 9	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/13/03	<b>Summary:</b> A controlled discharge analysis is needed and has been requested.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
NIPSCO, Bailey Generating Sta.	IN0000132	GEO	MAJ	PRI	8/31/93	120		
<b>Updated</b> 6/11/03	<b>Summary:</b> The Waste Load Allocations for the three NIPSCO facilities that discharge to Lake Michigan are under review to insure conformance with GLI criteria.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
NIPSCO, Dean H. Mitchell Sta.	IN0000124	GEO	MAJ	PRI	8/31/98	59		
<b>Updated</b> 6/11/03	<b>Summary:</b> The Waste Load Allocations for the three NIPSCO facilities that discharge to Lake Michigan are under review to insure conformance with GLI criteria.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
NIPSCO, Michigan City Gen. Sta.	IN0000116	GEO	MAJ	PRI	8/31/98	59		
<b>Updated</b> 6/11/03	<b>Summary:</b> The Waste Load Allocations for the three NIPSCO facilities that discharge to Lake Michigan are under review to insure conformance with GLI criteria.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
NIPSCO, Rollin M. Schahfer Sta	IN0053201	GEO	MAJ	PRI	8/31/98	59		
<b>Updated</b> 6/11/03	<b>Summary:</b> Draft permit is pending. Facility has conducted additional monitoring with improved detection limits to better evaluate the reasonable potential.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Nob Hill WWTP	IN0041891	RER	MIN	BPP	11/30/00	32	5/16/03	2
<b>Updated</b> 6/13/03	<b>Summary:</b> Drafted and public noticed for a second time on May 16, 2003. Issuance of the permit is pending drafting of response to comments.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Norfolk Southern Railway Co./Ft. Wayne	IN0000485	SKR	MIN	PRI	5/31/03	1	2/20/98	66
<b>Updated</b> 6/10/03	<b>Summary:</b> A request for additional information was sent to permittee. Permittee failed to submit complete 2F application. Samples for BTEX and naphthalene were also requested.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
North Vernon Municipal STP	IN0020451	GHF	MAJ	PUB	2/28/02	17	1/10/02	18
<b>Updated</b> 6/18/03	<b>Summary:</b> The draft renewal permit was public noticed on 1/10/02. The City has sent in a number of comments concerning the draft public noticed permit. A renewal permit should be ready for a 2nd PN soon. It should be noted that mercury reporting requirement language is being added to the permit and the water quality based E. coli limitations are being revised.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Nucor Steel - Crawfordsville	IN0054682	SRR	MIN	PRI	10/31/02	8		
<b>Updated</b> 6/10/03	<b>Summary:</b> The permit is being drafted.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Ossian Municipal STP	IN0020745	MDT	MIN	PUB	12/31/02	6		
<b>Updated</b> 7/2/03	<b>Summary:</b> The permit is being drafted.							

<b>Facility Name:</b> Otwell Water Corporation	<b>Permit No.:</b> IN0052086	<b>Permit Writer:</b> WAS	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 12/31/02	<b>Months Extended</b> 6	<b>Public Noticed:</b> 2/13/03	<b>Months Since PN</b> 5
<b>Updated</b> 6/11/03	<b>Summary:</b> The draft permit was public noticed February 13, 2003.							
<b>Facility Name:</b> Owens-Brockway Glass Container	<b>Permit No.:</b> IN0003751	<b>Permit Writer:</b> JHG	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PRI	<b>Expiration Date:</b> 3/31/03	<b>Months Extended</b> 3	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 7/8/03	<b>Summary:</b> A draft permit has been completed and is being reviewed internally.							
<b>Facility Name:</b> Oxford Municipal STP	<b>Permit No.:</b> IN0021342	<b>Permit Writer:</b> GHF	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 2/28/82	<b>Months Extended</b> 260	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> The draft permit is complete and is under internal review.							
<b>Facility Name:</b> Pfizer, Inc.	<b>Permit No.:</b> IN0003581	<b>Permit Writer:</b> CTL	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 8/31/90	<b>Months Extended</b> 157	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/13/03	<b>Summary:</b> Pfizer may close the bioprocessing operation, one of four operations Pfizer operates at this site, or may sell it. Pfizer has requested a delay the issuance of a draft NPDES permit until the decision is made.							
<b>Facility Name:</b> Pittsboro Municipal STP	<b>Permit No.:</b> IN0020401	<b>Permit Writer:</b> JAD	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 5/31/03	<b>Months Extended</b> 1	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/11/03	<b>Summary:</b> This facility recently submitted its renewal application. The application is under review.							
<b>Facility Name:</b> Plymouth Municipal STP	<b>Permit No.:</b> IN0020991	<b>Permit Writer:</b> RER	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PUB	<b>Expiration Date:</b> 6/30/99	<b>Months Extended</b> 49	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/12/03	<b>Summary:</b> A wasteload allocation is being prepared. An E. coli model has been requested.							
<b>Facility Name:</b> Portage Municipal STP	<b>Permit No.:</b> IN0024368	<b>Permit Writer:</b> RER	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PUB	<b>Expiration Date:</b> 8/31/98	<b>Months Extended</b> 59	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/12/03	<b>Summary:</b> GLI facility which has been upgraded since the last permit renewal. Antidegradation issues (for the increased discharge) still need to be resolved with respect to the new WLA.							
<b>Facility Name:</b> Princeton WWTP	<b>Permit No.:</b> IN0024392	<b>Permit Writer:</b> WAS	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PUB	<b>Expiration Date:</b> 10/31/02	<b>Months Extended</b> 8	<b>Public Noticed:</b> 3/31/03	<b>Months Since PN</b> 3
<b>Updated</b> 6/11/03	<b>Summary:</b> The final permit is ready to issue.							
<b>Facility Name:</b> R. R. Donnelley & Sons Co.	<b>Permit No.:</b> IN0003387	<b>Permit Writer:</b> CTL	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 7/31/95	<b>Months Extended</b> 97	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/13/03	<b>Summary:</b> This facility submitted its renewal application. The application is under review.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Ralph Sechler & Sons, Inc.	IN0032981	JHG	MIN	PRI	3/31/94	113		
<b>Updated</b> 6/24/03	<b>Summary:</b> A draft permit is being prepared. Facility has an effluent diffuser issue to be resolved. IDEM policy for alternate mixing zones for diffusers has not been finalized.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Redkey Municipal STP	IN0024406	MDT	MIN	PUB	5/31/03	1		
<b>Updated</b> 7/2/03	<b>Summary:</b> The permit is being drafted. Drafting is working on CSO permit conditions. There may also be an enforcement issue that needs resolved.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Reynolds Municipal STP	IN0030589	RER	MIN	PUB	5/31/03	1	5/2/03	2
<b>Updated</b> 6/12/03	<b>Summary:</b> The draft permit was public noticed May 2, 2003.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Rising Sun Municipal STP	IN0024431	MDT	MIN	PUB	2/28/03	4		
<b>Updated</b> 7/2/03	<b>Summary:</b> The draft permit is being prepared.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Roll Coater, Inc.	IN0038172	CTL	MAJ	PRI	12/31/97	67		
<b>Updated</b> 6/13/03	<b>Summary:</b> Waiting for a WLA from modeling for this permit. Facility has an effluent diffuser. An alternate mixing zone will need to be determined.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Rolls-Royce Allison	IN0001813	JHG	MAJ	PRI	5/31/90	160	5/25/90	160
<b>Updated</b> 6/24/03	<b>Summary:</b> The facility has been asked to submit an updated NPDES permit application.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Rushville Municipal STP	IN0021270	GHF	MAJ	PUB	5/31/95	99		
<b>Updated</b> 7/10/03	<b>Summary:</b> This renewal permit was drafted for a 2nd public notice and is under internal review.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Rushville Public Water Supply	IN0042773	WAS	MIN	PUB	3/31/03	3	7/10/03	0
<b>Updated</b> 6/11/03	<b>Summary:</b> This facility submitted its renewal application. The application is under review.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Sand Creek Intermediate School, WWTP	IN0060119	MDT	MIN	BPP	5/31/03	1	6/6/03	1
<b>Updated</b> 7/10/03	<b>Summary:</b> The draft permit was public noticed June 6, 2003.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Scharer Enterprises/Dairy Dip Car Wash	IN0038385	CTL	MIN	PRI	5/31/03	1	5/16/03	2
<b>Updated</b> 6/13/03	<b>Summary:</b> The final permit is ready to issue.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Seymour Municipal STP	IN0024473	RER	MAJ	PUB	6/30/03	0		
<b>Updated</b> 6/13/03	<b>Summary:</b> The draft permit has been written and is under internal review.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Shadeland Commerce Center	IN0060020	SRR	MIN	PRI	4/30/03	2	3/26/98	64
<b>Updated</b> 6/10/03	<b>Summary:</b> Based upon a quick review of this application it appears that this facility is not currently treating or discharging. It is also missing an application fee. They may have done this since they are not discharging and may make the decision to close out the permit.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Sigeco, A. B. Brown Station	IN0052191	GEO	MAJ	PRI	8/31/94	108		
<b>Updated</b> 6/11/03	<b>Summary:</b> The permit involves a request for a 316(a) variance.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Sigeco, F. B. Culley Station	IN0002259	GEO	MAJ	PRI	8/31/94	108		
<b>Updated</b> 6/11/03	<b>Summary:</b> The permit involves a request for a 316(a) variance.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
South Bend Municipal STP	IN0024520	JAD	MAJ	PUB	7/31/93	121	10/27/95	94
<b>Updated</b> 6/11/03	<b>Summary:</b> The facility has changed its design flow in the last couple of years. Current design flow is 37.7 MGD, they are proposing to upgrade to 48 MGD (last permit issued was for 48 MGD) . Also to be expected are issues regarding E. coli, mercury, metals, CSO issues, potential for 3rd party antidegradation issues, wet weather mass limits, etc. GLI wasteload allocation completed and permittee was advised of limitations based on upgrade's proposed average design flow as well as peak design flow. The City submitted a variance application on 9/30/02 for CSO-related issues. The City is working to upgrade their facility and permit reissuance is dependent on the final upgrade design.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
South County Utilities	IN0025283	JAH	MIN	BPP	6/30/87	195		
<b>Updated</b> 1/31/03	<b>Summary:</b> The permittee has been asked to submit additional application information.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
South Haven Sewer Works, Inc.	IN0030651	RER	MAJ	BPP	8/31/98	59	9/17/01	22
<b>Updated</b> 6/12/03	<b>Summary:</b> The permit was public noticed once. It has been re-drafted due to comments received during the public notice period. It is under internal review.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Springs Valley Regional W.D.	IN0003247	WAS	MIN	PUB	5/31/03	1	2/28/03	4
<b>Updated</b> 6/10/03	<b>Summary:</b> The final permit is ready to issue.							

<b>Facility Name:</b> State Line Energy, LLC	<b>Permit No.:</b> IN0000221	<b>Permit Writer:</b> GEO	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 5/31/01	<b>Months Extended:</b> 26	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/11/03	<b>Summary:</b> The Wasteload Allocation for this facility that discharges to Lake Michigan is under review to insure conformance with GLI criteria.							
<b>Facility Name:</b> Syndicate Store Fixtures, Inc.	<b>Permit No.:</b> IN0052400	<b>Permit Writer:</b> GMP	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PRI	<b>Expiration Date:</b> 8/31/00	<b>Months Extended:</b> 35	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 10/19/01	<b>Summary:</b> The wasteload allocation report is being prepared. It is likely that the permittee will request a variance from some permit conditions.							
<b>Facility Name:</b> Tell City Municipal STP	<b>Permit No.:</b> IN0021016	<b>Permit Writer:</b> RER	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PUB	<b>Expiration Date:</b> 5/31/03	<b>Months Extended:</b> 1	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/12/03	<b>Summary:</b> A wasteload allocation model must be developed before the permit can be drafted.							
<b>Facility Name:</b> TEPPCO - Indianapolis	<b>Permit No.:</b> IN0038059	<b>Permit Writer:</b> CTL	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PRI	<b>Expiration Date:</b> 12/31/02	<b>Months Extended:</b> 6	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/17/03	<b>Summary:</b> The draft permit is under internal review.							
<b>Facility Name:</b> Thunder Hill Mobile Home Park	<b>Permit No.:</b> IN0040835	<b>Permit Writer:</b> WAS	<b>MAJ/Min:</b> MIN	<b>Owner:</b> BPP	<b>Expiration Date:</b> 6/30/03	<b>Months Extended:</b> 0	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 7/10/03	<b>Summary:</b> Drafting has started on the permit renewal. Staff are reviewing an Agreed Order for permit-related impacts.							
<b>Facility Name:</b> Tipton Municipal STP	<b>Permit No.:</b> IN0021474	<b>Permit Writer:</b> GHF	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PUB	<b>Expiration Date:</b> 6/30/02	<b>Months Extended:</b> 13	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/10/03	<b>Summary:</b> The renewal permit has been sent for review for public notice.							
<b>Facility Name:</b> Tom Miller Quarries, Inc.	<b>Permit No.:</b> ING490052	<b>Permit Writer:</b> SLO	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PRI	<b>Expiration Date:</b> 1/31/03	<b>Months Extended:</b> 5	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b>	<b>Summary:</b>							
<b>Facility Name:</b> Town of Carlisle Water Dept.	<b>Permit No.:</b> IN0046809	<b>Permit Writer:</b> WAS	<b>MAJ/Min:</b> MIN	<b>Owner:</b> PUB	<b>Expiration Date:</b> 4/30/03	<b>Months Extended:</b> 2	<b>Public Noticed:</b>	<b>Months Since PN</b>
<b>Updated</b> 6/11/03	<b>Summary:</b> This facility submitted a renewal application which is under review.							
<b>Facility Name:</b> Union City Municipal STP	<b>Permit No.:</b> IN0020982	<b>Permit Writer:</b> RER	<b>MAJ/Min:</b> MAJ	<b>Owner:</b> PUB	<b>Expiration Date:</b> 10/31/00	<b>Months Extended:</b> 33	<b>Public Noticed:</b> 5/12/03	<b>Months Since PN</b> 2
<b>Updated</b> 6/13/03	<b>Summary:</b> The final permit is ready for issuance.							

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
United States Steel Corporation	IN0000281	SRR	MAJ	PRI	8/31/99	47		
<b>Updated</b>	<b>Summary:</b> The draft permit is complete and under internal review. It is scheduled for public notice in July 2003.							
7/10/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Utility Center, Inc.-Midwest	IN0042391	JAH	MAJ	BPP	8/31/00	35	9/21/00	34
<b>Updated</b>	<b>Summary:</b> Mass limits based on a wet weather flow value have been requested.							
1/31/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Valparaiso Wtr Wrks-Flint Lake	IN0042498	WAS	MIN	PUB	3/31/03	3		
<b>Updated</b>	<b>Summary:</b> This facility submitted a renewal application which is under review.							
6/11/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Vin-Lee-Ron Meat Packing Inc.	IN0041742	CTL	MIN	PRI	12/31/02	6		
<b>Updated</b>	<b>Summary:</b> The permittee has been asked to submit additional application information.							
6/13/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
W.R. Grace & Co.	IN0000329	CTL	MIN	PRI	2/28/90	163		
<b>Updated</b>	<b>Summary:</b> W.R. Grace recently inquired about discharging to the East Chicago sewage plant. East Chicago is not opposed to accepting the waste water. Because of this, W.R. Grace has requested that the public notice of the draft NPDES permit be delayed until a final decision to discharge to East Chicago has been made.							
6/13/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Wakarusa Municipal STP	IN0024775	JAH	MIN	PUB	9/30/95	95		
<b>Updated</b>	<b>Summary:</b> A variance request from phosphorus requirements was denied. The draft permit will include the phosphorus limits from their expired permit.							
1/31/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Warsaw Black Oxide	IN0004278	CJY	MAJ	PRI	2/28/01	29		
<b>Updated</b>	<b>Summary:</b> Another pre-public notice draft is being prepared after receiving comments from the facility.							
1/2/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Warsaw Municipal STP	IN0024805	JAD	MAJ	PUB	4/30/02	15		
<b>Updated</b>	<b>Summary:</b> Drafting of the permit is waiting on a wasteload allocation.							
6/11/03								
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
West College Corner Mun. STP	IN0039411	RER	MIN	PUB	2/28/03	4		
<b>Updated</b>	<b>Summary:</b> The draft permit is complete and is under internal review.							
6/12/03								

<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Westport Municipal STP	IN0024830	RER	MIN	PUB	9/30/02	9		
<b>Updated</b> 6/12/03	<b>Summary:</b> This facility submitted a renewal application which is under review.							
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
White Horse Mobile Home Park	IN0044199	GHF	MIN	BPP	5/31/03	1		
<b>Updated</b> 6/10/03	<b>Summary:</b> Drafting the renewal permit is currently on hold due to ongoing enforcement issues.							
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
White River Quarry	ING490063	SLO	MIN	PRI	4/30/03	2		
<b>Updated</b> 6/13/03	<b>Summary:</b> The permittee has be required to submit additional application information.							
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Williamsport Municipal STP	IN0024864	LAV	MIN	PUB	12/31/02	6		
<b>Updated</b> 6/10/03	<b>Summary:</b> The draft permit is complete and is under internal review.							
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Windfall City Municipal STP	IN0040762	JAD	MIN	PUB	6/30/03	0	6/9/03	1
<b>Updated</b> 6/11/03	<b>Summary:</b> The permit is on public notice and is expected to be issued by September 2003.							
<b>Facility Name:</b>	<b>Permit No.:</b>	<b>Permit Writer:</b>	<b>MAJ/Min:</b>	<b>Owner:</b>	<b>Expiration Date:</b>	<b>Months Extended</b>	<b>Public Noticed:</b>	<b>Months Since PN</b>
Wood Products LLP WWTP	IN0045748	GHF	MIN	BPP	5/31/03	1		
<b>Updated</b> 6/10/03	<b>Summary:</b> This is a non-discharging aerated lagoon system. The type of permit required for this facility is currently under internal discussion.							

Attachment 2  
Administratively Extended Permits as of July 1, 2003

Owner	MAJ/Min	Count
BPP	MAJ	2
BPP	MIN	15
PRI	MAJ	42
PRI	MIN	27
PUB	MAJ	40
PUB	MIN	46
STA	MIN	4
Total:		176

**BPP = Both Public and Private Ownership (or Semi-public facilities)**

**FED = Federally owned facilities**

**PRI = Privately owned facilities (usually industrial facilities)**

**PUB = Publicly owned facilities (usually municipal facilities)**

**STA = State owned facilities**

**MAJ = Major discharger, such as a municipal facility designed to discharge a million gallons of treated wastewater per day or an industrial facility that discharges a toxic pollutant or a very large volume of wastewater**

**MIN = Minor discharger, a discharger not classified as a major**

Issue	Count	Explanation
316(a)	19	Power plant facilities seeking variances per Section 316a of the federal Clean Water Act (3)
Alternate Mixing Zone	6	Facilities that require approval of an alternate mixing zone before permit issuance (2)
Antidegradation	4	Facilities requiring antidegradation demonstration approvals before permit issuance
Controlled Dischargers	1	Facilities that may not protect current ammonia or e-coli limits criteria (3)
CSO Only	7	Facilities that have been issued renewals for the CSO portion of their permit (1)
Diffuser	6	Facilities that have or plan to construct diffusers to establish a mixing zone (related to "Alternate Mixing Zone issue above)
Great Lakes Discharger	23	Facilities that are subject to implementation of complex Great Lakes Initiative water quality rules (3)
Mercury	15	Facilities that are affected by new federal mercury monitoring method (3)
OSRW	3	Facilities that discharge to or affect an Outstanding State Resource Water
Other	31	Various significant permit issues, generally where IDEM is working with applicant
Reasonable Potential	27	Facilities for which calculation of a reasonable potential to exceed needs more effluent data before permit is issued
Site-Specific Criteria	2	Facilities seeking approval of studies to use site-specific criteria before permit is issued
Total Dissolved Solids	4	Facilities that may not protect total dissolved solids criteria (3)
Total vs Dissolved Metals	2	Facilities seeking approval of studies to use dissolved portion rather than total metals (2)
Variance Requested	7	Facilities seeking variances from water quality standards (1)
Wasteload Allocation	33	Facilities that need WLAs completed before the NPDES permit can be drafted
Wet Weather Mass Limits	5	Facilities seeking wet weather mass limits approval before permit is issued

(1) FYI/not a delaying factor

(2) Non-Rule Policy Document under development

(3) Delaying factor resolved within last six months

Owner:	MAJ/Min:	2003	2004	2005	2006	2007	2008
Semi-Public	MAJ				2		1
Semi-Public	MIN	35	36	136	58	52	41
Federal	MAJ			1	1		
Federal	MIN			1			1
Private	MAJ	3	4	2	7	2	3
Private	MIN	71	114	86	125	89	71
Public	MAJ	22	23	8	12	10	16
Public	MIN	110	61	45	49	58	53
State	MIN	11	3	14	7	14	7

Majors	25	27	11	22	12	20
Minor	227	214	282	239	213	173

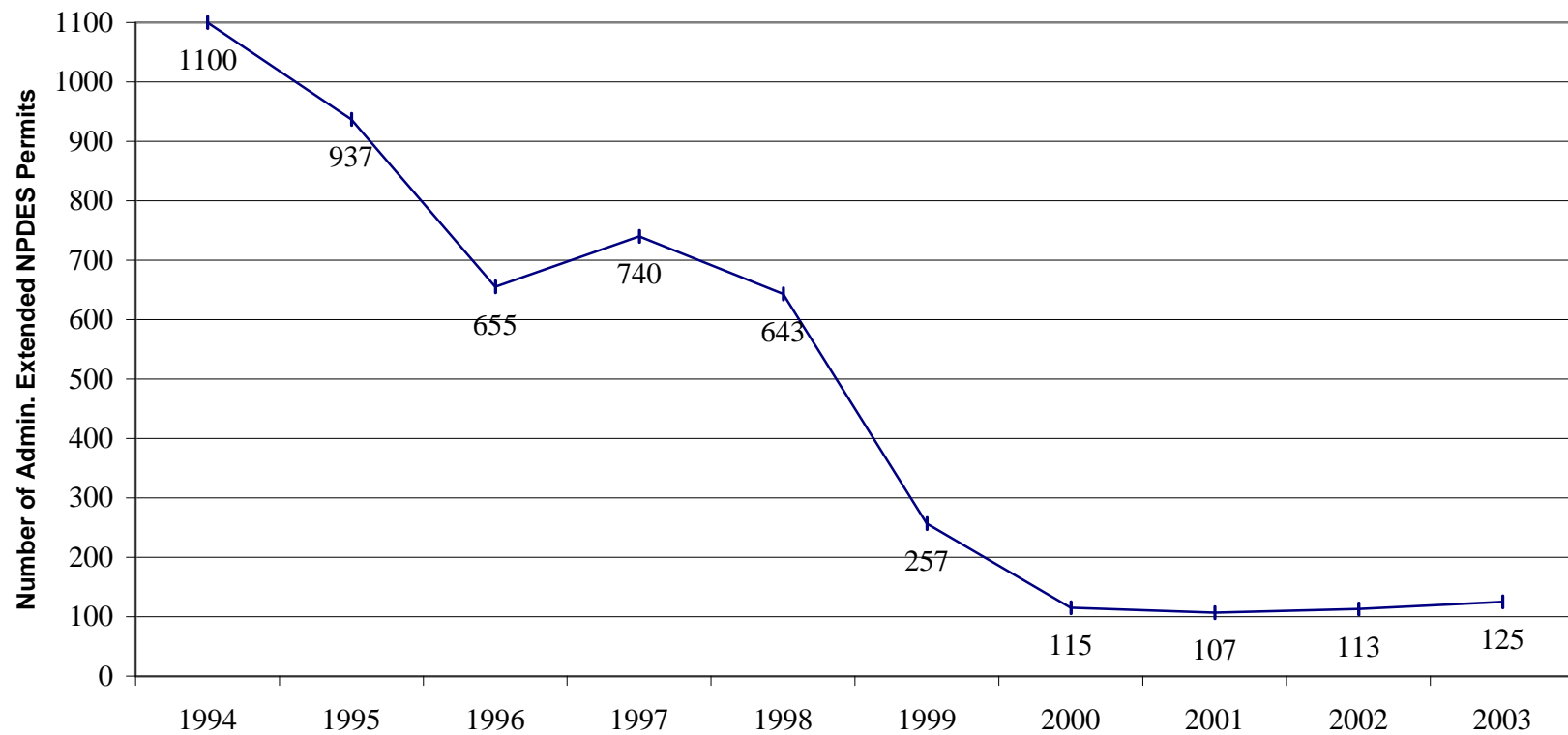
Industrial Section	74	118	89	133	91	74
Municipal Section	178	123	203	128	134	118

Totals	252	241	293	261	225	193
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\* Please note that an unusual number of permits are expiring in 2003 (377) as compared to the next four years

## NPDES Permit Backlog

Dec. 31, 1994 - June 30, 2003

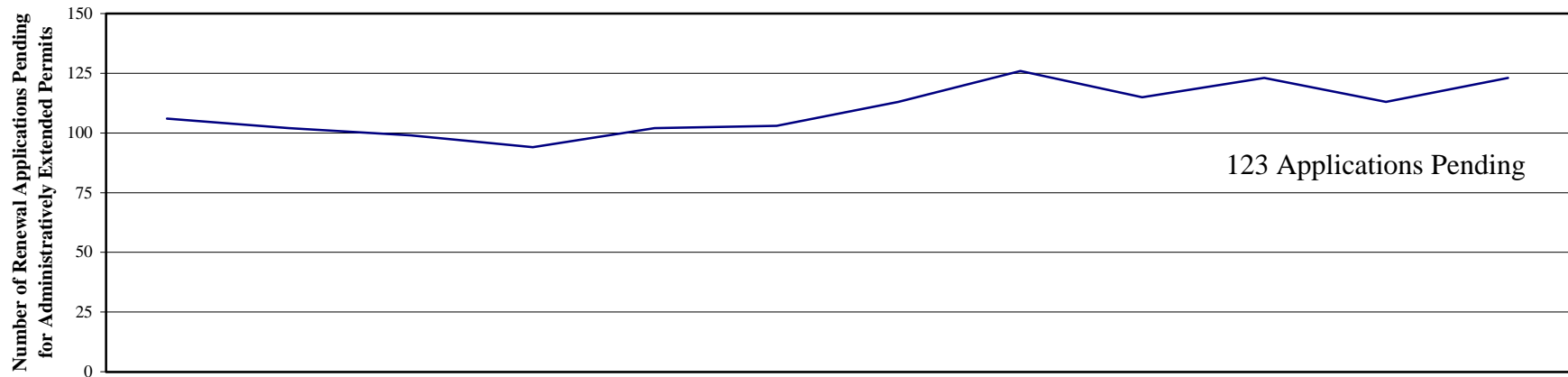


	1994	1995	1996	1997	1998	1999	2000	2001	2002	2003
Backlog (# of Admin. Ext. Permits)	1100	937	655	740	643	257	115	107	113	125

# Office of Water Quality

## National Pollution Discharge Elimination System (NPDES) Permit Renewal

### Renewal Applications Pending for Administratively Extended (Admin Ext) Permits



	Jun	Jul	Aug	Sept	Oct	Nov	Dec	Jan '03	Feb	Mar	Apr	May	Totals
Admin Ext Permits Issued Each Month	11	2	4	3	7	2	4	7	6	4	13	12	75
Backlog: Renewal Applications Pending for Admin Ext Permits (Not Yet Public Noticed)	106	102	99	94	102	103	113	126	115	123	113	123	
Monthly Total # of Still "Active" Permits With Applications Already On File	73	83	95	112	119	114	111	110	132	133	143	121	
Admin Ext Permits Public Noticed Each Month	10	9	8	6	5	10	8	6	19	11	4	17	
Monthly Total # of Draft Permits Which Have Been Public Noticed One or More Times	43	45	46	45	48	46	53	46	53	56	58	67	

Note: The term "backlog" of NPDES permit applications includes only those permits which have been administratively extended after a renewal application was submitted in a timely manner (prior to the expiration of the permit), but for which a draft permit has not yet been placed on public notice. The NPDES backlog (shown on the chart and on line 2 [the second line] of the table) has been reduced from approximately 673 in January 1998, to the number currently displayed on the chart. Renewal applications are due 180 days prior to the expiration of the permit. Thus, a number of applications already are on file with the Office of Water Quality for permits which are still "active" and therefore not yet considered part of the backlog (see line 3). Once a draft permit has been placed on public notice, it no longer is considered as "backlogged" because final issuance can be delayed by the applicant or other interested parties. Line 4 shows the number of permits on public notice each month. Line 5 (at the bottom of the table) shows the total number of administratively extended draft permits which have been public noticed, but have not yet been issued. This chart is a subset of the "Permit Renewals Pending" chart on the previous page.

## **Frequently Asked Questions Indiana Public Water System Fee Program**

The Indiana Department of Environmental Management (IDEM) is responsible for ensuring that Hoosiers have an adequate supply of safe drinking water. The agency carries out this responsibility by requiring each of Indiana's Public Water Systems (PWS) to comply with all federal and state drinking water rules and regulations.

Complying with these complex state and federal regulations requires significant effort and resources from the drinking water providers. Likewise, ensuring compliance with the regulations also requires a significant investment from IDEM. Because of recent additional federal regulations and new regulations that will soon be implemented, requiring even more IDEM resources, the 2003 General Assembly established new fees, which are designed to produce revenue from the PWSs being regulated that will support the IDEM drinking water program.

**1. What PWSs are covered under this new fee program?**

All PWSs, including community, non-transient non-community and transient non-community, are required to pay fees under this new program.

**2. Can you give an example of each type of system and numbers of affected system?**

*"Community"* water systems serve about 860 cities and towns, mobile home parks and subdivisions or homeowner associations outside of a city or town that provide water for the same population throughout the year.

*"Non-transient non-community"* water systems serve nearly 706 schools, childcare facilities, institutions and offices or businesses with 25 or more students or employees, and they provide water for the same population at least six months out of the year.

*"Transient non-community"* water systems serve approximately 2888 restaurants, motels, churches, campgrounds and businesses with less than 25 employees, and these systems provide drinking water for the public at least 60 days out of the year.

**3. When does this program take effect, when will my system start paying a fee, and when will PWSs be notified about the fee amount they will be required to pay?**

The fee program will become effective for all PWSs on January 1, 2004. The annual fee due each year will be phased in over a three year period

In 2004 each PWS will be notified shortly after July 1 and pay 1/3 of the fee established by the legislation.

In 2005 each PWS will be notified shortly after July 1 and pay 2/3 of the fee established by the legislation.

In 2006 and each year thereafter each PWS will be notified no later than January 15 and pay the full fee.

#### **4. What are the Annual Fees for each PWS?**

##### **Community PWS**

- Fewer than 400 service connections, \$350
- More than 400 service connections, ninety-five cents (\$0.95) per service connection.

##### **Nontransient noncommunity PWS**

<b>Population Served</b>	<b>Fee</b>
25-100	\$150
101-250	\$180
251-500	\$240
501-1000	\$300
1,001-3,300	\$450
3,301-5,000	\$600
5,001-10,000	\$1,500
Greater than 10,000	\$3,000

##### **Transient noncommunity PWS**

- If groundwater is the drinking water supply source, \$100.
- If the drinking water is purchased, \$50.
- If surface water is the drinking water supply, \$200.

#### **5. Who determines what the fees will be for each PWS?**

IDEM will use the data from its current inventory to determine the type of PWS, type of source water supply, and will work with community systems to determine the number of service connections.

#### **6. When PWSs submit the fee to IDEM?**

The fee must be received within thirty (30) days after the PWS is notified of its fee. Systems that do not submit the required fee may be subject to enforcement, delinquency charges and/or penalties. A fee is considered late if it is not paid

within thirty (30) days of notification. The delinquency charge is 10 percent of the fee.

**7. How much revenue will these fees provide for the Safe Drinking Water Program?**

In 2004, approximately \$666,000.

In 2005, approximately \$1,333,000.

In 2006, approximately \$2 million.

**8. What will this fee cost the typical Hoosier household?**

If a PWS chooses to pass along the annual fee to customers, the cost for the typical Hoosier household will be approximately \$0.08/month.

**9. What will this fee be used for?**

The fees will be used to defray some of the costs of administering the federal Safe Drinking Water Act, including implementing the new rule, conducting additional inspections, enhancing drinking water security, providing compliance assistance, certifying operators, protecting source water, and providing necessary data management. IDEM will also meet with interested stakeholders to gain input on the use of the fees and how best to improve the program.

**10. Will these new fees cover IDEM's cost of providing clean and safe water for Hoosiers?**

Under the federal Safe Drinking Water Act (SDWA), EPA currently supports a large portion of IDEM's drinking water program budget. About 20% of the current budget is general fund dollars, provided by Hoosier taxpayers. With the addition of these fees, approximately 44% of the program funding will be fees. The Environmental Protection Agency (EPA) has recently adopted more SDWA regulations, which in turn has increased IDEM's drinking water program costs. It is anticipated that continuous amendments to the SDWA in the upcoming years will result in additional costs for IDEM's drinking water program.

The fees adopted this year will allow IDEM to address the most recent amendments to the SDWA. However, they may not be sufficient to cover the additional amendments to the SDWA expected in the upcoming years.

**11. Who or what gives IDEM this authority to raise fees?**

The General Assembly granted the authority in House Enrolled Act 1001, which was signed into law on May 8, 2003. The law is included in Indiana Code Title 13, Article 18, Chapter 20.5 (IC 13-18-20.5).



Office of Air Quality

(800) 451-6027

[www.IN.gov/idem](http://www.IN.gov/idem)

June 2003

# FACT SHEET

## Agricultural Open Burning

During the 2003 legislative session, amendments were made to the Open Burning Statute. The changes were made under House Enrolled Act 1657 that amended Indiana Code (IC) 13-17-9-1. These changes become effective on July 1, 2003. This fact sheet outlines the changes made to the statute and provides guidance for implementation of the new statute.

### What changes did the legislature make to the open burning statutes that affect open burning in Indiana?

House Enrolled Act 1657 added that a person may open burn vegetation from agricultural land for maintenance purposes if the open burning occurs in an unincorporated area.

### What can be burned based on the change to the statute?

Only vegetation may be burned. Materials, such as refuse, household trash and outdoor waste, plastics, tires, building materials or other debris, treated wood, asbestos or any other non-vegetation material can not be burned.

The burning must occur in an unincorporated area where there is no local open burning ban and must be conducted on the site where the vegetation was generated. If the land is used for industrial, institutional, or commercial purposes, open burning is not allowed under this change.

Residents of a housing development are subject to residential burning requirements including burning clean wood waste in a noncombustible container.

The burning of vegetation must be for maintenance purposes only and not for clearing land involving a land use change.

### What conditions must be met for agricultural open burning?

- A person who open burns shall extinguish the fire if the fire creates a nuisance or fire hazard.
- Burning may not be conducted during unfavorable meteorological conditions such as high winds, temperature inversions, or air stagnation.
- All fires must be attended at all times during burning until completely extinguished.

### Where can I get copies of the open burning statutes and rules?

House Enrolled Act 1657 is available at <http://www.IN.gov/idem/busleg/2003/HEA1657.pdf>.

Indiana Code 13-17-9-1 is available at <http://www.IN.gov/legislative/ic/code>.

Indiana Administrative Code 326 IAC 4 is available at <http://www.IN.gov/legislative/iac/title326.html>

All persons conducting agricultural open burning should contact their local air pollution control agencies, local fire department, or health department to check for local laws or ordinances that may apply to open burning. Local law or ordinances more strict than the state's open burning law exist in many counties and communities. If this is the case, the more restrictive requirements apply.

- For additional information contact: Indiana Department of Environmental Management  
Office of Air Quality  
800-451-6027, and ask for extension 2-8440

## Emission Reporting Rule Update

IDEM/Office of Air Quality

July 10, 2003

On April 12, 2001, the Air Pollution Control Board (APCB) preliminarily adopted amendments to the existing emissions reporting rule that required reporting specified hazardous air pollutants and expanded the applicability to include federally enforceable state operating permits (FESOPs). At the October 30, 2001, Environmental Quality Service Council (EQSC) meeting, IDEM Assistant Commissioner Janet McCabe and other interested parties made presentations on the rule that was preliminarily adopted by the APCB. The EQSC recommended that IDEM establish a workgroup to consider issues raised as a result of the proposed rule.

Taking into account the comments from stakeholders at the workgroup meetings and IDEM's five-year hazardous air pollutant strategy required by Senate Enrolled Act 259, IDEM has proposed changes to the emission reporting rule and presented them at a public meeting on July 8, 2003. IDEM has given interested parties until July 30 to comment on the proposed changes.

The draft rule proposed the following significant changes:

- FESOP sources would no longer be subject to regular emission reporting requirements.
- No requirement for regular reporting of hazardous air pollutants, but the department would have the authority to request from permitted sources additional emission information as needed, including hazardous air pollutants.
- A compliance schedule consistent with the federal Consolidated Emissions Reporting Rule, and other changes to lessen the reporting burden.

Stakeholder comments made at the July 8 meeting indicated support for the proposed changes. Positive comments were received on the changes made to the applicability section of the rule and the emissions analysis IDEM conducted that led to the reduction in the number of sources subject to the rule. FESOP sources are in favor of not having to submit an emission statement.

The next steps in the rulemaking are to submit a fiscal analysis to the Legislative Services Agency and final adoption by the ABCB. The costs associated with the proposed rule will be far less than the costs for the preliminarily adopted rule.

## Documents for review prior to June 30 NSR Reform meeting

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**From:** STACEY PFEFFER

**To:** Al McMahon; Amy Romig; Andrew Murdock; Andy Knott; Ann McIver; Anne Slaughter-Andrew; Bernie Paul; Bill Beranek; Blake Jeffery; Bob Beyke; Brad Muise; Bruce Carter; Bryan Tabler; Charlie Kille; Charlotte Read; Chris Mahin; Chuck Staehler; Dan Murray; Dan Weiss; Dana Meier; Dave Boggs; Dave Whitmer; David Hatchett; Dawn Wilson; Denise Curtis; Dick VanFrank; Douglas Fitzgerald; Earl Miller; Gary Connor; Gayle Pahmeir; Guinn Doyle; JANET MCCABE; Jay Miller; Jess Gwinn; Jim Alexander; Jim Carson; Jim Euler; Jim Hanlon; Jim Hauck; Joanne Alexandrovich; Jodi Mitchell; Joel Bechtold; John Blair; John Iwanski; John Ross; John Wingard; Kathryn Basham; KATHRYN WATSON; Kelly Carmichael; Kurt Anderson; Lisa McCoy; Loraine Seyfried; Maggie McShane; Mark Strimbu; Mary Ann Saggese; Mary Snow-Cooper; Michael Schall; Mike Jenson; NSR Team-Permits; Pam Fisher; Pat Gorman; Patrick Bennett; Patrick Coughlin; Pravin Patel; Rick Wajda; Robin Ridgway; Rod Eagleson; Ron Glick; Sam Bruntz; Sean Schnepp; Shannon Broome; Shelly Miller; Steve Aldridge; Steve Henderson; Steve Loeschner; Steve Pearl; Tammy Webber; Tena Jennings; Terry Hogan; Thomas Stark; Tim Bock; Todd Mintzer; Tom Anderson; Tom Eaterly; Tom Neltner; Tom Rarick

**Date:** 06/25/2003 3:45 PM

**Subject:** Documents for review prior to June 30 NSR Reform meeting

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On Monday June 30, IDEM, OAQ will be hosting a public meeting at IGCS, Conference Room A at 1:00 PM. Don't forget about the Hyperfix road construction project. Please allow extra time for your travel since this road construction project is affecting the combined section of I-65 & I-70 on the East side of the downtown area. You can find alternative routes and up to date information on the Hyperfix project at [www.hyperfix6570.in.gov](http://www.hyperfix6570.in.gov)

At the June 30th NSR Reform meeting we would like to discuss the first attachment: positions and issues for further discussion. While we plan to adopt all the elements of the federal program, we are suggesting a few variations that are presented in this paper. This paper includes five suggestions for changes in the federal language and five suggestions to change our minor NSR program and Title V program so that we can implement the new federal program elements. The open discussion of these issues will be helpful in our efforts to draft Second Notice rule language for the scheduled September 1st publication.

For your convenience I am attaching a follow up to the April 10 Issue meeting and a summary of the First Notice comments. The April 10th follow up paper includes a summary of the issues from the four Issue Papers and a brief discussion of our current thoughts on that issue. The summary includes all comments received during the official 30 day comment period.

These documents will be available on the web at: <http://www.in.gov/idem/rules/air/apcb0367/index.html>.

We look forward to the opportunity to discuss these positions and issues with you all. If you have any questions, you can reach me via e-mail at [spfeffer@dem.state.in.us](mailto:spfeffer@dem.state.in.us) or by phone at (317) 233-2628 or call (800) 451-6027 and ask for extension 32628.

Thank you,  
Stacey Pfeffer  
NSR Reform Team  
OAQ Permits Branch

# DRAFT

## NSR Reform Positions and Issues for Further Discussion Paper

Since our last public meeting on April 10, the Office of Air Quality- NSR Reform Team has spent a lot of time researching past PSD decisions and talking to EPA, other state agencies, and stakeholders regarding the NSR Reform rules. We have found that many components of the federal reform have no impact or have a positive impact on the environment, and generally make sense. Without a clear need based on Indiana's air quality or state program concerns, IDEM believes that it should mirror national requirements and that NSR programs across the U.S. should be consistent to assure SIP approval and to not unnecessarily affect environmentally sound economic development. As a result, IDEM has narrowed the number of issues to a key few.

As we have been working on rule language and ways to integrate the federal rules into our program, we have found it would be very difficult to incorporate the federal rules by reference and also that there are gaps in the federal rule that U.S. EPA expects states to fill in. We have also confirmed that EPA continues to rely on States' minor NSR programs to implement the federal requirements for major NSR and to protect air quality. This paper also describes the changes to Indiana's other permit programs necessary to implement the new federal requirements.

This document is stamped "DRAFT", because it is not intended to be an exhaustive list of potential concerns, nor a definitive statement of changes to the rule. It is merely a way to show the direction we are heading and open the issues for discussion. The following will summarize our suggestions for variations on the federal NSR Reform package and practical approaches for implementation of the new rules when it is adopted in Indiana. The open discussion of these issues will be helpful in our efforts to draft Second Notice rule language for the scheduled September 1st publication.

### I. Applicability Test

#### 1. Adjustments to baseline and projected actual emissions

The new federal rules require sources to calculate the baseline actual or projected actual emissions using the "...fugitive emissions to the extent quantifiable, and emissions associated with startups, shutdowns, and malfunctions." Such emissions are rarely measured or recorded and are very difficult to quantify. U.S. EPA has stated that the permitting agency should set standards for what will be considered as acceptable emission predictions for such emissions. IDEM proposes to add definitions to 326 IAC 2-2 and 2-3 that define the parameters the owner or operator should use for estimating fugitive, start-up, shutdown and malfunction emissions. IDEM particularly seeks suggestions from interested parties on how to address this gap in the federal rule.

### II. Clean Unit

#### 1. Retroactive Clean Unit designation and the associated time period

Under the Federal regulations, EPA has allowed emission units with state-of-the-art control technologies that are up to 10 years old and were not reviewed under a major NSR permit program, to obtain a Clean Unit designation. The owner or operator must apply for the Clean Unit designation within 2 years of these rules becoming effective in the State. The Clean Unit designation for these emissions units would be valid for a period of 10 years from the date the state-of-the-art control technology started operation but no earlier than the date these rules are approved as part of the SIP.

The U.S. EPA indicated that the primary environmental benefit from the Clean Unit designation is that, in order to qualify for the Clean Unit designation, some sources may install new controls or enhance controls beyond what is otherwise required. This would provide operational flexibility to the Clean Unit to make changes as long as emissions do not exceed the permit limits. The main benefit of the Clean Unit test is a reduction in administrative burden for

# DRAFT

agencies and sources. There may be limited air quality benefit or no new air quality benefit for emissions units that previously installed controls to receive a Clean Unit Designation for a short period of time. Air quality would benefit more by requiring that owners and operators demonstrate that the state-of-the-art control technologies used at emissions units are at least as stringent as the current-day BACT/LAER level of emissions limitations. This limited administrative burden, to compare state of the art technology to current day BACT/LAER, ensures improvements in air quality and brings all Clean Unit designations on par with each other. By ensuring that the state of the art technology meets current day BACT/LAER then the Clean Unit designation would be valid for 10 years from the effective date of the designation.

## 2. Comparability analysis of previous BACT and LAER determinations

The Federal regulations provide a mechanism for an emissions unit with a state-of-the-art control technology that is up to 10 years old to obtain a Clean Unit designation by comparing the control technology to the BACT level, if the emissions unit is in an area designated as attainment, or by comparing the control technology to the LAER level, if the emissions unit is in an area designated as nonattainment for the particular pollutant for which the designation will be made. The rule states that a control technology is presumed to be comparable to BACT level if it achieves an emission limitation that is equal to or better than the average of emissions limitations achieved by all the sources documented in the RACT/BACT/LAER Clearinghouse (RBLC) database for which a BACT or LAER determination has been made within the preceding 5 years and for which it is technically feasible to apply the BACT or LAER control technology. The rule states that the control technology is presumed to be comparable to a LAER level if it achieves an emission limitation that is at least as stringent as any one of the five best performing similar sources in the RBLC database for which a LAER determination has been made within the preceding 5 years.

IDEM's review of the past 10 years of BACT decisions indicates that the control levels can vary widely over a period of five years for many source categories and that an "average" BACT could be considerably less protective of air quality. There is a much greater environmental benefit to require that an emissions unit demonstrate a level of emission control at least as stringent as current day BACT or LAER. This evaluation would be equivalent to the BACT or LAER level of control evaluation that the emissions units, which are automatically designated Clean Units, must undergo thus ensuring consistency and improvement in air quality by maximizing emissions reductions.

## 3. Identifying physical and operational characteristics as Potential to Emit (PTE) and/or production capacity or throughput.

In the preamble to the Federal regulations, U.S. EPA clarified its intention about the Clean Unit status. It clarified that "it is not our intention to limit increases in emissions unit capacity as long as emissions are under the source-specific allowable levels and the increase is within the [production] capacity for which the [owner or operator] obtained approval when applying for clean unit status." In the next paragraph they further clarify that "We expect that changes such as but not limited to increasing production to permitted levels, reconfiguring the process, would be allowable for Clean Units." A similar requirement is stated in the federal rule language as "The owner or operator may not make a physical change in or change in method of operation of the Clean Unit that causes the emissions unit to function in a manner that is inconsistent with the physical or operational characteristic that formed the basis for the BACT determination (e.g. possibly the emissions unit's capacity or throughput.)"

It is apparent from above that U.S.EPA intended to prohibit increases in the production capacity or throughput from the Clean Units beyond the limitations specified in the Clean Unit designation approval. In addition, the initial demonstration to show that allowable emissions from the Clean Unit will not cause or contribute to a violation of the NAAQS or a PSD increment or an AQRV will not be preserved throughout the span of Clean Unit designation if it is not established

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in the approval. Therefore, it will be appropriate and useful for the agencies and the owners and operators that must determine if their Clean Unit designation would be invalidated by making a change to clearly establish the production capacities, throughput or Potential to Emit (PTE). To fully abide by the intent of the Federal regulations, the State rule should establish a requirement to institute PTE, production capacities or throughput limitations as part of Clean Unit approval. Establishing these limitations may help owners and operators to clearly identify the scope of a modification and its impact on the Clean Unit designation. This would eliminate uncertainty regarding the status of the modification. In addition, from the agency point of view, it will help prevent compliance and enforcement issues that may result when a determination is made without clear criteria. This change from the Federal regulation will help with establishing requirements that are consistent with intent stated in the preamble, are beneficial to the environment, and are easier to implement.

### III. PAL

#### 1. Termination of PAL

The new federal rules do not address voluntary termination or revocation of the PAL. Under the federal rules it appears that a source must operate under the PAL for ten years, even if operational changes have been made that make compliance with the PAL cumbersome or no longer desirable for the source. When asked, EPA has stated its intent is for a source to have the right to terminate the PAL by requesting the agency to revoke the PAL. EPA has also indicated it intends for permitting authorities to have the authority to revoke the PAL if the source has not shown an ability to comply with the limitations. The permitting agency has the discretion to re-allocate the emissions among the various emissions units at the source. When an initial PAL is established, per the regulations, all limitations restricting the PTE of various emissions units below the significance level to avoid applicability of major modification requirements under NSR are removed. In case of termination or revocation of the PAL before the expiration timeframe, the state rule should include procedures for re-allocating the emissions or re-establishing the limits that applied to the emission units prior to when the pollutant-specific PAL limit was established. This would ensure that emissions from these units do not exceed significance levels for applicability and the environmental benefits of the PAL continue after termination of the program. IDEM intends to develop rule language to accomplish this.

### IV. Implementation Mechanisms

As noted above, the federal rules rely heavily on state minor new source review programs to implement the federal provisions. IDEM has identified the following changes to the Indiana permit rules that need to be addressed.

#### 1. Mechanism for reporting physical and operational changes that are not required to obtain a permit otherwise

The new federal rules rely on the source to determine the emissions increases from a physical change or change in the method of operation to determine the applicability of major modification provisions. Many areas of the new federal rule require record keeping, but almost no reporting is required. IDEM suggests that physical and operational changes that must be recorded by the source and have not been permitted through PSD, minor NSR, or Title V permit amendment or modification should be documented in the Annual Compliance Certification. This will provide an opportunity for the agency to verify compliance with the applicable regulation and show that there were no projects that caused or contributed to a violation of the NAAQS or PSD increment or adversely affect the AQRV. In addition, this provides an opportunity for the general public to review information about a source in a comprehensive manner.

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## 2. Mechanism for designating a Clean Unit

In accordance with the requirements of the federal regulations, Clean Unit designations for emissions units that achieve an emissions limitation comparable to BACT or LAER must be completed by issuing a permit through a minor NSR SIP-approved permitting program. The regulations require that the permitting authority must demonstrate that the allowable emissions from a Clean Unit will not cause or contribute to a NAAQS or PSD increment violation, or adversely impact an AQRV. This information must be provided in a permit process that includes a public notice and opportunity for public comment.

The minor NSR SIP program for Title V source modifications described in 326 IAC 2-7-10.5(f) should be revised to include the review of Clean Unit designations that are comparable to BACT or LAER.

For Clean Units that are automatically designated because the units have been through BACT or LAER, the Title V minor permit modification procedure in 326 IAC 2-7-12(b) should be revised to include language for including the Clean Unit designation in the Title V operating permit.

## 3. Mechanism for PAL

The new federal rules rely on the Title V operating permit program for implementing the PAL. The current Indiana Title V program does not include the requirements of 40 CFR 51.165(f) and 52.21(aa) necessary to implement the PAL program. The Title V permit modification procedure in 326 IAC 2-7-12(d) should be revised to include the review of PALs.

Emission units that are added under the PAL and do not trigger any new applicable requirements should still be included in the Title V operating permit. This requirement should be added as part of the Annual Compliance Certification. For sources wishing to update their operating permit sooner, there should also be an option of adding the emission units to the permit through the Title V administrative amendment procedures in 326 IAC 2-7-11.

Conversely, if the addition of an emission unit qualifies as modification under Title I of the CAA or has a significant emission increase of a collateral pollutant, the source will be subject to current minor NSR procedures found in 326 IAC 2-7-10.5.

## 4. Mechanism for PCP

The federal rules exempt listed pollution control projects from major NSR and allow them to be added through a "notice and go" procedure. The existing significant source modification described in 326 IAC 2-7-10.5(f)(8) should be revised to clarify that it is only required for the unlisted pollution control projects. However, the Title V operating permit must include all applicable requirements and compliance monitoring, so a minor permit modification as described in 326 IAC 2-7-12(b) would satisfy the federal requirements for incorporating a listed PCP into the permit. Unlisted PCPs will continue to be incorporated into the Title V permit through the significant permit modification procedures described in 326 IAC 2-7-12(d).

## 5. Fees for new technical reviews

Some of the federal changes will require IDEM to undertake more or less complicated technical reviews. For example, establishing a PAL may be a very lengthy and complex process. Evaluating a request for a Clean Unit designation could require a review essentially similar to a BACT determination. In the Second Notice, IDEM will include language in the fee provisions addressing fees to be associated with these reviews. Our intent is to propose fees that are comparable to current fees for similar types of analyses.

## Follow-up to the April 10, 2003 NSR Reform Issue Papers

On April 10, 2003, the Indiana Department of Environmental Management (IDEM), Office of Air Quality (OAQ) held an informal public meeting to discuss several potential issues that had been identified by IDEM or other stakeholders at that time. Since that time, the OAQ - New Source Review Reform Team (team) has spent time talking to the United States Environmental Protection Agency (U.S. EPA), other state agencies, industry, and stakeholders regarding the New Source Review (NSR) Reform rules. After much discussion and research of past Prevention of Significant Deterioration (PSD) decisions, IDEM has made some preliminary determinations on whether or not each issue identified should be pursued differently than the federal rules during the state rulemaking. This paper summarizes each potential issue raised in the April 10 issue papers and gives a brief explanation of the team's thoughts on whether the issue should be pursued further in the state rulemaking process. Comments on these issues as well as any others not identified are always welcome, and this paper is not intended to state IDEM's final position on any issue or limit the scope of any stakeholder's input during the rule process. IDEM is committed to an open rulemaking process and promotes active involvement from all stakeholders.

The issues presented below are from the four issue papers discussed at the April 10, 2003 public meeting. A summary of each issue that was identified is provided here for reference; refer to the April 10, 2003 issue paper for a more detailed description of the issue. Those papers are available on the NSR Reform web site at: <http://www.in.gov/idem/rules/air/apcb0367/index.html>.

### I. Applicability Test

1. Anything different than the federal rules might be difficult to get approved into the SIP by US EPA

Summary: There are general requirements in the Clean Air Act (CAA) that do not allow states to adopt rules that are less stringent than the federal standard. U.S. EPA included some language in the preamble to the NSR reform provisions that implied that this measure might be harder to determine than in the past due to the voluntary nature of many of the reform provisions.

Current Thoughts: U.S. EPA has since clarified that it does not necessarily expect all programs to look the same, and that they will review a program as a whole to determine if changes are acceptable. In addition, U.S. EPA expects changes to states' minor NSR programs to allow implementation of some of the reform provisions and recognizes that minor NSR programs vary state by state. Since IDEM intends to limit the scope of changes to only those changes that can be justified to provide greater environmental benefit in Indiana or additions or clarifications that are necessary for implementation on the state level and intends to work closely with U.S. EPA Region V throughout the rulemaking process, IDEM does not believe that this issue will be significant for Indiana.

2. The role of "minor NSR" permitting for new emission units and for modified emission units

Summary: The NSR reform provisions do not require that owners notify the state or obtain approval from the state for modifications that do not result in a significant net emissions increase using the new applicability test (except that a notification is required for modifications involving electric utility steam generating units). Without notice or approval requirements, improper use of the new applicability test could create compliance and enforcement situations or cause a violation of the NAAQS or PSD increment to occur. Requiring a notice and go for projects could create a compliance burden, and requiring a minor NSR approval process could create additional permitting burden.

Current Thoughts: Some projects may trigger minor NSR modification provisions or Title V permit modifications under the current source modification provisions and Title V permit modification rules, requiring separate review without any revisions to the current rules. In these cases, IDEM can review major NSR applicability with the minor NSR review. Although IDEM

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feels this issue is still important, IDEM will not be pursuing language contrary to the federal NSR language for pre-construction review of a source owner's applicability determination. During review of the annual Part 70 compliance certification, IDEM may request information regarding those recorded projects that did not trigger minor NSR. If you wish to address this issue in the rulemaking, you may do so informally or formally during a public hearing or official comment period.

3. Concerns regarding possible violation of PSD BACT requirements if source analysis of applicability test is not required to be submitted to the reviewing agency prior to construction.

Summary: Since no pre-approval from the State of the applicability analysis is required, problems could occur if an applicability analysis is flawed and the project actually is major for PSD. The new federal rules could result in increased compliance and enforcement situations for the State in addition to possible increased project cost and delays in operation for the source.

Current Thoughts: Some projects may trigger minor NSR modification provisions or Title V permit modifications under the current source modification provisions and Title V permit modification rules, requiring separate review that could help identify projects that should have gone through major NSR. Although IDEM feels this issue is still important, IDEM will not be pursuing language contrary to the federal NSR language for pre-construction review of a source owner's applicability determination. During review of the annual Part 70 compliance certification, IDEM may request information regarding those recorded projects that did not trigger minor NSR. If you wish to address this issue in the rulemaking, you may do so informally or formally during a public hearing or official comment period.

4. Adjustments to baseline and projected actual emissions

Summary: The new federal rules require sources to calculate the baseline actual or projected actual emissions using the fugitive emissions and emissions associated with startups, shutdowns, and malfunctions. Such emissions are rarely measured or recorded and are very difficult to quantify.

Current Thoughts: IDEM has preliminarily determined that this may be an issue that requires more specific criteria in the state rule to avoid implementation issues. Refer to the document, "NSR Reform Positions and Issues for Further Discussion Paper", for an explanation.

5. Concerns about how sources will determine projected emissions

Summary: A source owner could over-predict expected growth unrelated to a modification, causing an underestimate of the projected actual annual emissions due to the modification. The state rules could include a regulatory review and public notice process to verify that the emissions do not cause or contribute to a violation of the NAAQS or PSD increment.

Current Thoughts: Although IDEM feels this issue is still important, IDEM will not be pursuing language contrary to the federal NSR language for pre-construction review of a source owner's applicability determination. During review of the annual Part 70 compliance certification, IDEM may request information regarding those recorded projects that did not trigger minor NSR. If you wish to address this issue in the rulemaking, you may do so informally or formally during a public hearing or official comment period.

6. Would adopting the new federal applicability test result in an emissions increase that would be controlled under the current state rules?

Summary: There is concern that the new applicability test will allow large emitting projects to operate without controls.

Current Thoughts: IDEM attempted to review some recent permit actions to determine whether the new rules would result in a significant emission increase that would be controlled under the current state rules. Since IDEM may not have 10 years of past actual emissions data and information necessary to estimate the projected actual annual emissions, it is very difficult to determine exactly whether this could occur. Since many sources accept limits to avoid major new

source review applicability for modifications, the only difference under the federal NSR rules may be that these sources will not have explicit enforceable limits in their permits. Because of this, there may not be an actual environmental benefit to require IDEM approval of applicability determinations for projects that do not result in a significant net emissions increase. Although IDEM feels this issue is still important, IDEM will not be pursuing language contrary to the federal NSR language for pre-construction review of a source owner's applicability determination. If you wish to address this issue in the rulemaking, you may do so informally or formally during a public hearing or official comment period.

## II. Clean Unit

1. Anything different than the federal rules might be difficult to get approved into the SIP by US EPA

Summary: There are general requirements in the Clean Air Act (CAA) that do not allow states to adopt rules that are less stringent than the federal standard. U.S. EPA included some language in the preamble to the NSR reform provisions that implied that this measure might be harder to determine than in the past due to the voluntary nature of many of the reform provisions.

Current Thoughts: U.S. EPA has since clarified that it does not necessarily expect all programs to look the same, and that they will review a program as a whole to determine if changes are acceptable. In addition, U.S. EPA expects changes to states' minor NSR programs to allow implementation of some of the reform provisions and recognizes that minor NSR programs vary state by state. Since IDEM intends to limit the scope of changes to only those that can be justified to provide greater environmental benefit in Indiana or additions that are necessary for implementation on the state level and intends to work closely with U.S. EPA Region V throughout the rulemaking process, IDEM does not believe that this issue will be significant for Indiana.

2. Retroactive Clean Unit designation and the associated time period

Summary: There may be limited air quality benefit or no new air quality benefit for emissions units that previously installed controls to receive a Clean Unit Designation for a short period of time, based on an older level of BACT.

Current Thoughts: IDEM has preliminarily determined that this may be an issue that should be handled differently in the state rule to provide greater air quality benefit to the State in exchange for the flexibility the designation provides. Refer to the document, "NSR Reform Positions and Issues for Further Discussion Paper", for an explanation.

3. Possibility of revisions to 326 IAC 2-1.1-7 to include a permitting fee for the review of a Clean Unit designation request for units that do not go through major NSR

Summary: Review by IDEM of Clean Unit designation applications for units that do not automatically qualify (i.e., do not go through major NSR) will be resource-intensive.

Current Thoughts: The new provision of a Clean Unit designation for an emissions unit that did not go through major NSR is highlighted in "NSR Reform Positions and Issues for Further Discussion Paper". An exhaustive review with BACT/LAER level of analysis is proposed for these units. The fees for these reviews will be in line with fees in 326 IAC 2-1.1-7(3).

4. Comparability analysis of previous BACT and LAER determinations

Summary: IDEM's review of the past 10 years of BACT decisions indicates that the control levels can vary widely over a period of five years for many source categories. There is a much greater environmental benefit to require that an emissions unit demonstrate a level of emission control at least as stringent as current day BACT or LAER.

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Current Thoughts: IDEM has preliminarily determined that this may be an issue that should be handled differently in the state rule to provide environmental benefit to the State in exchange for the flexibility the designation provides. Refer to the document, “NSR Reform Positions and Issues for Further Discussion Paper”, for an explanation.

5. Physical and Operational Characteristics as the basis for a Clean Unit Designation

Summary: It may be useful to identify some of the criteria that make up the physical and operational characteristics of a unit. Clarification may eliminate uncertainty regarding: whether a modification would cause a Clean Unit to lose its designation; preventing compliance and enforcement issues that may result with a determination made without clear criteria; and helping the public understand the types of modifications that can be made at a Clean Unit without the opportunity for notice and comment.

Current Thoughts: IDEM has preliminarily determined that this may be an issue that should be handled differently in the state rule to provide clarification that the physical and operational characteristics of the Clean Unit include the Potential to Emit (PTE) and/or production capacity or throughput of the unit. This clarification can provide certainty as to what a source can and cannot do while keeping the Clean Unit Designation. Refer to the document, “NSR Reform Positions and Issues for Further Discussion Paper”, for an explanation.

6. Revisions to the minor NSR SIP-approved permitting program

Summary: Clean Unit designations for emissions units that achieve an emissions limitation comparable to BACT or LAER must be completed by issuing a permit through a permitting program that has been approved by U.S. EPA and that conforms with the requirements of 40 CFR 51.160 through 51.164.

Current Thoughts: This is a U.S. EPA requirement in order to establish how Clean Unit Designations will be made. Refer to the “Implementation Mechanisms” portion of the document, “NSR Reform Positions and Issues for Further Discussion Paper”, for an explanation of how IDEM will propose to address these designations through the source modification provisions.

7. “Wiping the slate clean” for netting calculations

Summary: It is not clear in the rules what happens to emission changes existing prior to the time the Clean Unit started operation and which are otherwise contemporaneous to any changes currently proposed at the source when performing subsequent netting analyses.

Current Thoughts: Although IDEM feels this issue is still important, IDEM will not be pursuing language contrary to the federal NSR language for netting analyses at sources with Clean Units. If you wish to address this issue in the rulemaking, you may do so informally or formally during a public hearing or official comment period.

8. How does a change in area designation from attainment to nonattainment affect Clean Units?

Summary: Since a Clean Unit designation is not affected by re-designation of an attainment area to nonattainment, the continued air quality benefit of a Clean Unit designation may be questionable if an emissions unit is designated a Clean Unit for a pollutant in an area that becomes nonattainment for that pollutant.

Current Thoughts: IDEM has broad mechanisms available to address achieving attainment status in an area that is designated nonattainment, such as RACT provisions. In addition, if IDEM changes the Clean Unit provisions in items II.2 and II.4 as proposed, a Clean Unit should be well controlled. Although IDEM feels this issue is still important, IDEM will not be pursuing language contrary to the federal NSR language for netting analyses at sources with Clean Units. If you wish to address this issue in the rulemaking, you may do so informally or formally during a public hearing or official comment period.

9. Using the Title V program alone to make Clean Unit designations

Summary: Clean Unit designations for emissions units that achieve an emissions limitation comparable to BACT or LAER must be completed by issuing a permit through a SIP-approved permitting program that has been approved by U.S. EPA. After the designation is made, it must be incorporated into the Title V permit. This two-step process may be unnecessarily cumbersome.

Current Thoughts: Although IDEM feels this issue is still important, IDEM will not be pursuing language contrary to the federal NSR language for the two-step process because the Title V program is separate from the SIP. Instead, IDEM will continue to use the current streamlined procedures where a permit modification is written simultaneously with a source modification. If you wish to address this issue in the rulemaking, you may do so informally or formally during a public hearing or official comment period.

### III. PAL

1. Anything different than the federal rules might be difficult to get approved into the SIP by US EPA

Summary: There are general requirements in the Clean Air Act (CAA) that do not allow states to adopt rules that are less stringent than the federal standard. U.S. EPA included some language in the preamble to the NSR reform provisions that implied that this measure might be harder to determine than in the past due to the voluntary nature of many of the reform provisions.

Current Thoughts: U.S. EPA has since clarified that it does not necessarily expect all programs to look the same, and that they will review a program as a whole to determine if changes are acceptable. In addition, U.S. EPA expects changes to states' minor NSR programs to allow implementation of some of the reform provisions and recognizes that minor NSR programs vary state by state. Since IDEM intends to limit the scope of changes to only those changes that can be justified to provide greater environmental benefit in Indiana or additions or clarifications that are necessary for implementation on the state level and intends to work closely with U.S. EPA Region V throughout the rulemaking process, IDEM does not believe that this issue will be significant for Indiana.

2. Limit the PAL applicability to specific source categories or pollutants

Summary: In EPA's environmental benefit analysis they stated that the greatest demand for changes involve Volatile Organic Compound (VOC) emissions. The state rule could limit the PAL applicability to those source categories and VOC emissions, and consider the option of adding other source categories or pollutants at a later time when there has been a demonstrated need for such flexibility and an environmental benefit analysis.

Current Thoughts: Although IDEM feels this issue is still important, IDEM will not be pursuing language contrary to the federal NSR language by limiting the types of sources that can apply for a PAL. The case-specific reviews of PAL requests will allow IDEM the discretion to ensure that a source that obtains a PAL can install proper monitoring to adequately demonstrate compliance. If you wish to address this issue in the rulemaking, you may do so informally or formally during a public hearing or official comment period.

3. Possibility of revisions to 326 IAC 2-1.1-7 and 326 IAC 2-1.1-8 to include a permitting fee and timeframe for the review of PAL

Summary: The up-front review of the PAL permits will be a resource-intensive review requiring time to cooperate with the source and public to determine the proper terms.

Current Thoughts: IDEM will propose to use the significant permit modification procedures in 326 IAC 2-7-12 to review PAL requests and establish the time frame for review. IDEM will propose a fee for the permit modification application to help offset the cost of resources to complete these reviews. Refer to the "Implementation Mechanisms" portion of the document,

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“NSR Reform Positions and Issues for Further Discussion Paper” for further information on this topic.

4. Termination of PAL Procedures for termination or revocation of the PAL

Summary: The new federal rules do not address voluntary termination or revocation of a PAL.

Current Thoughts: IDEM has preliminarily determined that this may be an issue that should be addressed in the state rule to provide clear mechanisms for voluntary termination or revocation of a PAL. Refer to the document, “NSR Reform Positions and Issues for Further Discussion Paper”, for an explanation.

5. Revisions to rules other than 326 IAC 2-2 and 326 IAC 2-3 [PSD and major non-attainment NSR programs] to address implementation of PAL

Summary: The current Indiana Title V program does not include the requirements necessary to implement the PAL program.

Current Thoughts: This is a U.S. EPA requirement in order to specify how PALs will be established. Refer to the “Implementation Mechanisms” portion of the document, “NSR Reform Positions and Issues for Further Discussion Paper”, for an explanation of how IDEM proposes to address PALs through the significant permit modification provisions.

6. Can the existing state rule be used, even in the interim, to develop PAL consistent with the federal rule?

Summary: The state rule was submitted to U.S. EPA as a revision to the minor NSR SIP on February 3, 1999, but has not yet been approved. It is unlikely that EPA would accept IDEM using the current rule.

Current Thoughts: IDEM does not have any current plans to issue PALs under the existing state rule since it is not approved by the U.S. EPA.

7. Should the state rule be more specific regarding how IDEM will set the PAL level at renewal?

Summary: The new federal rule provides various options that IDEM could consider when renewing a PAL.

Current Thoughts: Although IDEM feels this issue is still important, IDEM will not be pursuing language contrary to the federal NSR language for PAL renewals because IDEM feels that renewals are better addressed on a case-by-case basis. If you wish to address this issue in the rulemaking, you may do so informally or formally during a public hearing or official comment period.

8. Consideration of a declining cap

Summary: Discussions of the PAL concept during the years of federal NSR Reform have included the concept of a declining cap to assure decreased emissions over time while still providing sources with the certainty and flexibility of a cap.

Current Thoughts: Although IDEM feels this issue is still important, IDEM will not be pursuing language contrary to the federal NSR language for declining caps because IDEM feels that this issue is better addressed on a case-by-case basis within the discretion provided to IDEM in the federal rule language. If you wish to address this issue in the rulemaking, you may do so informally or formally during a public hearing or official comment period.

## IV. Pollution Control Project Exclusion

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1. Anything different than the federal rules might be difficult to get approved into the SIP by US EPA

Summary: There are general requirements in the Clean Air Act (CAA) that do not allow states to adopt rules that are less stringent than the federal standard, and U.S. EPA included some language in the preamble to the NSR reform provisions that implied that this measure might be harder to determine than in the past due to the voluntary nature of many of the reform provisions.

Current Thoughts: U.S. EPA has since clarified that it does not necessarily expect all programs to look the same, and that they will review a program as a whole to determine if changes are acceptable. In addition, U.S. EPA expects changes to states' minor NSR programs to allow implementation of some of the reform provisions and recognizes that minor NSR programs vary state by state. Since IDEM intends to limit the scope of changes to only those changes that can be justified to provide greater environmental benefit in Indiana or additions or clarifications that are necessary for implementation on the state level and intends to work closely with U.S. EPA Region V throughout the rulemaking process, IDEM does not believe that this issue will be significant for Indiana.

2. Notification only process for listed projects versus significant lead-time for obtaining pre-approval of a PCP

Summary: Adopting the listed PCP procedures without changes could result in increased compliance risk to sources and burden to the state since those projects would not require pre-approval. Requiring pre-approval of listed projects may upset the balance of administrative burden and flexibility by increasing procedural delays, possibly unnecessarily in most instances.

Current Thoughts: Although IDEM feels this issue is still important, IDEM will not be pursuing language contrary to the federal NSR language for the notice and go process for listed projects because IDEM feels that most listed projects will be environmentally beneficial, and IDEM can address concerns during the permit modification, if necessary. If you wish to address this issue in the rulemaking, you may do so informally or formally during a public hearing or official comment period.

3. Possibility of revisions to 326 IAC 2-1.1-7 to include a fee for the review of notifications

Summary: IDEM does not have any specific fees to support the review associated with notifications versus permit applications.

Current Thoughts: IDEM will continue to charge fees for unlisted projects, but will not propose to charge fees for listed projects that only require notification.

4. Air quality violation concerns if analysis is not required to prove that a NAAQS or PSD increment are not violated or if collateral emissions increases of a nonattainment pollutant are not offset

Summary: The new federal rules do not specify some of the provisions explicitly stated in the preamble to the rule, so clarification may be necessary within the rule language.

Current Thoughts: Although IDEM feels this issue is still important, IDEM will not be pursuing language contrary to the federal NSR language for the PCPs because IDEM can address source-specific concerns within the context of review of the notification or permit application for the PCP. If you wish to address this issue in the rulemaking, you may do so informally or formally during a public hearing or official comment period.

5. Verification that the PCP achieves the claimed reductions such that it is environmentally beneficial and that collateral emissions are minimized

Summary: No reporting is required to ensure that the PCP achieves the claimed reductions.

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Current Thoughts: Although IDEM feels this issue is still important, IDEM will not be pursuing language contrary to the federal NSR language for the PCPs. IDEM feels that the operational requirements for a PCP in the federal rule are adequate and that IDEM has the necessary discretion to supplement those requirements if there are source-specific concerns regarding whether a PCP will achieve the claimed reductions. If you wish to address this issue in the rulemaking, you may do so informally or formally during a public hearing or official comment period.

6. Restrictions on emission reduction credit generation

Summary: Allowing PCPs to generate emission reduction credits for further reductions may be problematic for implementation. Drawing the line on what level of reduction was needed for the project to be designated beneficial and what may be considered as excess may be difficult to determine.

Current Thoughts: Although IDEM feels this issue is still important, IDEM will not be pursuing language contrary to the federal NSR language for the PCPs because concerns with requests for emissions reduction credits can be addressed on a case-by-case basis. If you wish to address this issue in the rulemaking, you may do so informally or formally during a public hearing or official comment period.

7. Can the current exclusions in the existing state rules be used to implement the new federal exclusion procedures now?

Summary: Based on the existing state rules, the notification process allowed under the new federal rules for listed PCPs will not be allowed prior to the revision of the state rules.

Current Thoughts: In the interim, IDEM must follow the existing state rules for approval of PCPs; however, IDEM may find that a project that is a listed project in the federal rules does not need a full explanation of why it is environmentally beneficial.



## INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

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**To:** Interested Persons

**From:** Lori F. Kaplan  
Commissioner

**Date:** January 29, 2003

**Subject:** Changes to Environmental Rulemaking Processes and Procedures

I appreciate the efforts of all who participated in discussions on December 12, 2002, and January 24, 2003, regarding the IDEM and environmental board rulemaking processes and procedures.

IDEM is committed to implementing the attached list of **Changes to IDEM Processes and Procedures** for environmental rulemakings. IDEM will also begin discussing the attached **Changes to Board Processes and Procedures for Consideration by the Boards** with the Air Pollution Control Board, Water Pollution Control Board, the Solid Waste Management Board and the Financial Advisory Board members at their meetings beginning in March.

I am confident that we can continue to work with all of you to continuously improve the public environmental rulemaking process. We will schedule a followup meeting in May to discuss progress on these changes and to invite further suggestions.

# **Changes to IDEM Processes and Procedures**

## **1. Rule Workgroup Processes**

IDEM will work with interested persons to establish an appropriate workgroup process for every rulemaking action that includes significant policy options prior to initiation of first notice of rulemaking. The first notice of rulemaking will also solicit interest in participating in a workgroup process if appropriate. Some rulemakings do not include sufficient policy options or public interest to warrant creation of a workgroup.

## **2. First Notices of Rulemaking**

IDEM will increase the amount of information in the first notice of rulemaking by generally providing a listing of alternatives and a detailed statement of the issues to be addressed. Each notice will also describe efforts to date in establishing a process for public input in drafting a rule and solicit interest in participating in a process. IDEM will create several “templates” for first-notices of rulemaking. Each template will represent different situations (e.g., broad public policy options are available, a few public policy options are available, policy options are very limited). IDEM will inform the Board of any initiation of a first notice of rulemaking.

## **3. IDEM Point-Person on Rulemakings**

IDEM will establish a point person for each significant rulemaking to facilitate providing desired information to the public.

## **4. Distribution of Board Materials**

Board materials will be distributed to the Boards and Board mailing lists at least two weeks in advance of a scheduled Board meeting. IDEM will NOT circulate any revisions to recommended rule language to the Board subsequent to the mailout of Board materials. The Board package will also include proposed rule language and rationale provided by the general public that are requested to be included as part of the materials distributed to the Board, if the material is made available sufficiently in advance of mailout and is available electronically. If the materials are not available electronically, IDEM will provide a listing of board member addresses to the requestor.

## **5. Rulemakings to Incorporate Federal Requirements**

IDEM will include specific information on provisions within rules presented to the Boards for preliminary or final adoption that are significantly different than a corresponding federal requirement. Information will include the rationale and potential costs for such a provision.

## **6. Workgroup Reports**

IDEM will work with each rule workgroup as practical to present a summary report of the workgroup discussions, including any consensus recommendations and specific stakeholder positions, to the respective environmental boards in advance of public hearings for preliminary

or final adoption. The report will also summarize known comments/information from the U.S. Environmental Protection Agency and a comparison with other states, if appropriate.

## **7. Fiscal Analyses**

For rulemakings requiring a fiscal analysis by the Legislative Services Agency, IDEM will provide available information on the fiscal impact of a particular rulemaking to the Boards at preliminary adoption in advance of LSA's fiscal analysis at final adoption. Similarly, IDEM will provide available information on the environmental benefits and/or health impacts of the proposed rulemaking.

## **8. Rulemaking Website**

IDEM will establish an Environmental Rulemaking page on the IDEM website which will house information on all pending and legislatively mandated rulemakings of the environmental boards and active non-rule policy documents. Information will include the current schedules for rulemaking for all pending rules (including all statutorily required rulemakings), notices of public hearings and informal public meetings, final rules that are adopted but not yet effective, the purpose of the rulemaking, current status, a list of all published non-rule policy documents, etc. IDEM will also explore and work toward allowance of submittal of formal written comments electronically on individual rules.

## **9. Rulemaking Files**

IDEM will work to ensure a consistently accessible, complete and organized filing system for ongoing and past rulemakings for easier access to the public of rulemaking documents.

## **10. Non-Rule Policy Documents**

IDEM will circulate draft non-rule policy documents at least 45 days in advance to interested persons (and include on website) prior to presentation to the respective Boards. IDEM recognizes the role of the Boards in establishing environmental policy and will seek input from the Boards and generally work with the Boards to gain as much consensus as practical on the content of a non-rule policy document prior to its implementation.

Non-rule policy documents will be used to explain and interpret rules, not to establish new requirements. Non-rule policy documents will avoid the use of mandatory language such as "must" or "shall", except where stating a direct regulatory requirement.

# **Changes to Board Processes and Procedures for Consideration by the Boards**

## **1. Board Involvement in Rulemakings**

Upon initiation of a new rulemaking, IDEM will schedule a discussion on the new rulemaking with the Board and receive any direction by the Board to IDEM on the rulemaking and on the Board's involvement in the processes leading up to public hearings on the rule. Options include but are not limited to: participation in IDEM workgroups, periodic updates from

IDEM and/or interested parties, specific technical or other presentations to the Board from IDEM or other parties, participation in specific fact-finding activities, requesting specific technical or other materials, etc.

IDEM will also periodically provide a list of current and anticipated rulemakings and discuss priorities and schedules with the Board.

## **2. Board Action on Amendments**

The Boards will specifically discuss any amendments to rules presented for preliminary or final adoption that were not included in the materials distributed to the Board and the public in advance and will determine whether the amendments require further public discussion prior to action.

## **3. IDEM Staff at Board Hearings**

IDEM will work with each Board to establish appropriate logistics for Board meetings to ensure fair access by the Board to members of the public and to IDEM staff. The logistics should ensure that IDEM staff do not or are not perceived to have undue access to the Board during their policy deliberations.

## **4. Program Information to the Boards**

IDEM staff will present a summary of relevant program information (to be determined by the interest of the Boards and the practicality of preparation of material by IDEM) at each Board meeting. IDEM may also provide a summary of adjudicatory actions that are relevant to implementation of environmental rules and policies.

## **5. Board Procedural Manual**

IDEM will work with the Board and Board Counsel to prepare a procedural manual, including a clear list of options for Board actions on rulemakings in a variety of different situations.

## **6. Action on Non-Rule Policy Documents**

The Boards may discuss non-rule policy documents presented to the Board and provide specific or general directions to IDEM staff, including recommending that a policy be adopted as a rule.

## **7. Coordination Between Environmental Boards**

The Air Pollution Control Board, Water Pollution Control Board, Solid Waste Management Board and Financial Assurance Board Chairs and interested members may meet periodically (twice a year). Discussion could focus on ongoing rulemakings, Board operational practices (e.g., Board Procedural Manual), recent process and procedure problems and highlights and other areas of common interest.